

November 7, 2003

() 70753 8001

Tom Johnson
Office of Budget and Management
State Accounting Department
30 East Broad Street, 34<sup>th</sup> Floor
Columbus, OH 43266-0411

RE: U.S. EPA Docket No. V-W '03-C-750 Chemical Recovery Systems Site, Elyria, Ohio

### Dear Tom:

The Ohio Department of Transportation has signed an agreement with the U.S. EPA and now payment needs to be sent. I have copied the documents that have been signed by both parties and a check for \$9,500.00 needs to be sent.

The vendor is: US Environmental Protection Agency, Superfund Accounting, PO Box 70753, Chicago, Illinois 60673. Their vendor number is 52-0852695 and we need to use address code 02. (The regular coding from John Butsko should be used, also.)

Could you send an e-mail to Vicki Shawger when this check has been cut? If you have any questions, please do not hesitate to call me at 466-2739.

Respectfully,

Thomas P. Pannett, P.E. Assistant Legal Counsel

**Attachments** 

c: File

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-25-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-17-03

2004 **Budget FYS:** 

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD03233

**Document Total:** 

\$9,500.00

Disb Office: CH05

**Accomplished Date:** 

11-17-03

CHECK NO. 044002174 REMITTER: OHIO DEPARTMENT OF TRANSPORTATION

Line Number: 002 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

Budget Org: 05F

PE: 302DC6C Site/Project: 0521RV00

**Rptg Cat:** 

33

Amount: \$9,500.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Module: 13 Site:X

Deposit Information Credit: 11/17/2003

Process: 11/16/2003 Batch #: 277 Multiples: Item: 003 Transaction: 003

Check Amount : 13,100.00

Survey:

Production Information

Pocket: 02 Sorter: 11 Cut: 002 Sequence: 104

Operator : MORRISV

Control #: 3238516300101



SHELL OIL COMPANY

PAY

UNITED STATES ENVIRONMENTAL TO PROTECTION AGENCY 77 MEST JACKSON BLVD THE ORDER

CHICAGO, IL 60604-3590

PAYEE NO. VENDOR NO GR NO.

0000117023 5555340123

DATE: 18-06-2003

62-26/311 AMOUN'

\$EREE 13,100.00

CHASE MANNATTAN BANK DELAWARE WILMINGTON, DE

0521, CHEMICAL RECOVERY

05 33 4TC001

CASH OUT

68-20X8145.4

11-25-03 SMB

001-\$13,100.00

OPEN

11/20/03

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper

REC'D UNDER QUIT



PROTECTION AGENCY One Shell Plaza
REGION V
Houston, Texas 77252-463
910 Louisiana
11th Floor
Houston, Texas 77002
Herrie C. Davenport
Legal Department
Telephone: (713) 241-3938
Telecopy: (713) 241-4081

### VIA FEDERAL EXPRESS

November 10, 2003

U.S. Environmental Protection Agency Superfund Accounting P.O. Box 70753 Chicago, Illinois 60673

SUBJECT:

Chemical Recovery Systems, Inc.

Administrative Order on Consent DeMinimis Settlement Contribution

Dear Sir or Madam:

Pursuant to the terms of the above referenced Administrative Order on Consent, enclosed please find Shell's check for \$13,100.00.

Shell's payment in accordance with this Consent Order does not constitute an admission of any liability in this matter.

Please call me at 713-241-3938 if you have any questions.

Very truly yours,

Sherrie C. Davenport

Senior Legal Assistant

SCD:ew Enclosure

cc:

T. W. Kearns

G. E. Landreth

Thomas C. Nash, C-14J

U.S. EPA, Region 5

77 West Jackson Blvd.

Chicago, IL 60604

S-13508-1 REV. (5/99)

DAYMENTS FOR THE ACCOUNT OF:

PAYEE: CR:

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PAYEE NO.

SHELL OIL COMPANY

UNITED STATES ENVIRONMENTAL 5555340123 ENVIRONMENTAL 0000117023 PROTECTION AGENCY BANK I.D. RECHARDON VENDOR NO. CHECK DATE CHECK NO. CHECK AMOUNT 205555... JA 340123 \$\*\*\*\*\*13.100.00 11-06-2003

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REFERENCE NO.	INVOICE NO	. IN	VOICE DATE	DISCOUNT		AMOUNT 29
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2 PM						
PROTECTION AGENCY 2003 NOV 12 PM 1: 29 RECEIVED	DAPTRO N				. •	
Ja. 307	3					

ADDRESS WRITTEN INQUIRIES TO ORIGINAL BILL-TO ADDRESS

75

InfoSeal# U.S. PATENT No. 4,951,864

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-25-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* **KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

DOC DATE:

11-17-03

**Budget FYS:** 

2004

Appr: TR2

**Tran Type:** 

28

**Dep Number:** 

0504CD03233

**Document Total:** 

\$13,100.00

Disb Office: CH05

**Accomplished Date:** 

11-17-03

CHECK NO.62-26-311 REMITTER: SHELL OIL COMPANY

Line Number: 001

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

Budget Org: 05F

PE: 302DC6C Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$13,100.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Module: 13 Site :X

Deposit Information Credit: 11/13/2003

Process: 11/13/2003

Batch #: 274 Multiples:

Transaction: 001 Item: 001

heck Amount : 1,800.00

Survey:

Production Information

Pocket: 02 Sorter: 38

Cut: 006 Sequence: 001

Operator : JAMISON

Control #: 3017517300101

VIACOM INTERNATIONAL, INC.

1515 BROADWAY NEW YORK, NY 10036-5794

CHECK DATE

**CHECK AMOUNT** 

\$\*\*\*\*\*1,800.00

PAY:

One Thousand Eight Hundred Dolla

VOID AFTER SIX MONTHS

TO: THE ORDER OF:

26300

68-20X8145.4

EPA HAZARDOUS SUBSTANCE

SUPERFUND-

P.O. BOX (70753)

CHICAGO IL 60673

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT

11-25-03 SMB

001-\$1,800.00

## OPEN

U.S. EPA REGION 5 77 W. Jacobson Stadt. MF-10J CHICAGO, IL GROSS

11/18/03

Viacom Inc. 11 Stanwix Street Pittsburgh, PA. 15222-1312

Linda D. Kelley Vice President, Senior Counsel Direct Dial: 412.642.3846 Facsimile: 412.642.3923 e-mail: linda.kelley@viacom.com



November 10, 2003

U.S. Environmental Protection Agency Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

Re: Chemical Recovery Systems Superfund Site

Elyria, Ohio Spill I.D. No. 0521

EPA Docket No. V-W-03-C-750

Dear Sir or Madam:

Please find enclosed a check payable to the EPA Hazardous Substance Superfund in the amount of \$1800, check number 571819, in settlement of the referenced matter.

Very truly yours,

Linda D. Kelley

Enclosure

cc: Michele M. Gutman, Esq.

Thomas C. Nash C-14J U.S. EPA, Region 5 77 West Jackson Boulevard Chicago, IL 60604 VIACOM INTERNATIONAL, INC. 1515 BROADWAY

**PAYMENT STATEMENT** 

CHECK NUMBER

571819

NEW YORK, NY 10036-5794

**VENDOR** 

**CHECK DATE** 

11/05/03

**PAYMENT INQUIRIES: (212) 258-6936** 

26300 EPA HAZARDOUS SUBSTANCE

INVOICE NUMBER	INVOICE DATE	REMARKS	AMOUNT PAID	
CR102303	10/23/03	DOCKET#V-W-03-C-750; ID#0521	1,800.00	
	205 70753-1	CHEMICAL RECOVERY SYSTEMS SUPERFUND SITE	-	
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		EPA REGION 5	i	
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	1	TOTAL PAID	1,800.0	

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-25-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-13-03

**Budget FYS:** 

2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD03033

**Document Total:** 

\$1,800.00

Disb Office: CH05

**Accomplished Date:** 

11-13-03

CHECK NO 571819

REMITTER: VIACON INTERNATIONAL, INC.

Line Number: 001 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

Budget Org: 05F

302DC6C Site/Project: **0521RV00** 

**Rptg Cat:** 

33

Amount: \$1,800.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox:0070753

Site :X Module: 13

Deposit Information Credit: 11/24/2003

Process: 11/23/2003

Batch #: 290 Multiples:

Transaction: 001 Item: 001

check Amount : 1,400.00

Survey:

Production Information

Pocket: 02 Sorter: 10

Cut: 040 Sequence: 064

Operator : BETANCOURT

Control #: 1146124300101

CHEHICAL RECOVERY SYSTEMS STEED REGION S SPILL ID NO. 0521 EPA DOCKET NO. V-W-03-C-750 JEMITTER

0521, CHEMICAL RECOVERY

05 33 4TC001

CASH OUT

68-20X8145.4

12-05-03 SMB

001-\$1,400.00

## OPEN

12/1/23

Sheila, Please provide a BD Number. Thanks in advance



### Vorys, Sater, Seymour and Pease LLP

52 East Gay Street • Post Office Box 1008 • Columbus, Ohio 43216-1008 • Telephone (614) 464-6400 • Facsimile (614) 464-6350 • Cable vorysater

Aubur I. Vory's 1856-1033 Loxyy's E. Sorer 1867-1935 Augustus T. Sey mour 1873-1926 Ldward L. Byssy 1873-1924 h: Washington 1828 F. Street - NW Eleventh Floor Washington, D.C., 2003(65)109

Telephone (202) 467-8800 Facsimile (202) 467-8900 in Cleveland 2100 One Cleveland Centr 1373 Fast Nmft Sheet Cleveland Obio 44H 44724

Telephone (216) 479-6100 Facsimile (216) 479-6060 In Cincinnati Suite 2000 ( Amure Two 223 Tasi Fourth Street Post Office Box 0236 Cincinnati, Ohio 45204(236

Telephone (513) 723-4000 Facsimile (514) 723-4050 in Alexandrio 277 South Washington Succi Suite 410 Alexandria, Virginio 22413

Telephone (70 h 837 699) Facsimile (703) 549-4492

Joseph C. Blasko Direct Dial (614) 464-5691 Facsimile (614) 719-4627 E-Mail·jcblasko@vssp.com

November 21, 2003

### VIA EXPRESS MAIL

U.S. Environmental Protection Agency Region 5 - Superfund Accounting PO Box 70753 Chicago, IL 60673

Re:

Chemical Recovery Systems Superfund Site, Elyria, OH

De Minimis Settlement; Taylor Metal Products Co.'s Payment

### To Whom It May Concern:

Enclosed please find a cashier's check on behalf of Taylor Metal Products Co. made payable to the EPA Hazardous Substance Fund in the amount of \$1,400. I have also enclosed a duplicate copy of this cover letter and would appreciate it if you would time-stamp the copy upon receipt and return it to me in the enclosed self-addressed, stamped envelope. By forwarding a copy of this letter, Taylor Metal Products Co. is providing notice to Mr. Thomas C. Nash that its payment has been made. Should you have any questions, please do not hesitate to contact me at the above number.

Sincerely,

Joseph C. Blasko

JCB/vla Enclosure

cc:

Thomas C. Nash, Esq. (w/encl.) William Van Tilburg, Esq. (w/encl.) Scott M. Doran, Esq. (w/o encl.)

SCREEN: CRLT

**USERID: SOQI** 

Date: 12-04-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* **KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

DOC DATE:

11-24-03

**Budget FYS:** 

2004

Appr: TR2

Tran Type:

28

**Dep Number:** 

0504CD03633

**Document Total:** 

\$1,400.00

Disb Office: CH05

**Accomplished Date:** 

11-24-03

CHECK NO. 244731 REMITTER: TAYLOR METAL PRODUCTS CO.

Line Number: 001

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

Budget Org: 05F

PE: 302DC6C Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$1,400.00



Lockbox Information
Company :ENVIRONMENTAL PROTEC
TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 08/25/2004

Process: 08/25/2004

Batch #: 749 Multiples: Item: 016 Transaction: 016

Check Amount: 1,107.77

Survey:

Production Information Sorter: 10 Pocket: 02

Sorter: 10 Cut: 006 Sequence: 068

Operator : PALMA

Control #: 3237534200101

VOID AFTER 180 DAYS CHECK NO. 220059225 Ingersoll-Rand Company SIU West Park Land Dr. Sandy, UT 84070 AMOUNT жжжж\$1,107.77жж 07/12/04 US ENVIRONMENTAL PROTECTION AGEN REGION 5, HAZ SUB FUND 77 W JACKSON BLVD CH To The Order

0521, CHEMICAL RECOVERY

05 33 4TC001

CASH-OUT

68-20X8145

9-01-04 SMB

REVISED

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT 68-20X8145 12-07-04 SMB 001-\$1,100.00 7.77 997-\$

9/1/04

Please provide a BD Number. Thanks in advance

CHICAGO RECO



Lockbox Information

Company :ENVIRONMENTAL PROTECTION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 11/24/2003

Process: 11/23/2003 Batch #: 290 Multiples:

Item: 001 Transaction: 001

Check Amount: 1,400.00

Survey:

Production Information

Pocket: 02 Sorter: 10 Cut: 040 Sequence: 064

Operator : BETANCOURT Control #: 1146124300101 CHEMICAL RECOVERY SYSTEMS STEED

NEETHO LINGLESON

REGIONS SPILL ID No. 0521 EPA DOGGET NO. Y-W

Richland Trust Company (1) His Hansfield, Ohio 144901 His Hansfield, Ohio 144901 His Hansfield, Ohio 144901 His Hansfield His Ha DATE 11-6=03

TAYLOR METAL PRODUCTS
TO Springmill Sh. Mansfield, of 44903 PAY TO THE PAY HAZARDUS SUBSTANCE FUND\*\*\*\*\*\* RICHLAND FOT 4 TH

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THE VARIABLE TONE BACKGE 0521, CHEMICAL RECOVERY

05 33 4TC001

CASH OUT

12-05-03 SMB 68-20X8145.4

**001-**\$1,400.00

OPEN

12/1/03

Sheila, Please provide a BD Number. Le in advance

GLVD. MF-10J

# Sater, Seymour and Pease LLP

52 East Gay Street • Post Office Box 1008 • Columbus, Ohio 43216-1008 • Telephone (614) 464-6400 • Facsimile (614) 464-6350 • Cable vorysatter

MBHR I NON'S 185(e)033 LONYY E. SAICT 1867-1935 MRISHUS E. SENHORI 1873-18420 I dward L. Brase 1873-1924

in washington Assimiston free hooseston blass Francis on 1000 Market 1200 Market

Telephone (202) 467-8800 Facsimile (202) 467-8800

in Cleveland 2100 One Cleveland Cener 13751 ast Nath Street Cleveland Ohio 440-44724

Telephone (216) 479-6400 Facsimile (216) 479-6660

In Cincinnan Suffe 2000 - Amuni Two 201 Lasil Fouth Street Post Office Box 0236 Cincinnati, Ohio 45201-0236

Telephone (513) 7234000. Facsimile (513) 7234050

in Alexandria FTT South Washington Surer za e Souna (10 ) Scine (10 ) Alexandria, Virginia 22 (1) (

Telephone (70 h 837-669) Facsimile (70.)) 5 PF-4-492

Joseph C. Blasko Direct Dial (614) 464-5691 Facsimile (614) 719-4627 E-Mail - jcblasko@vssp.com

November 21, 2003

VIA EXPRESS MAIL

U.S. Environmental Protection Agency Region 5 - Superfund Accounting PO Box 70753 Chicago, IL 60673

Re:

Chemical Recovery Systems Superfund Site, Elyria, OH

De Minimis Settlement; Taylor Metal Products Co.'s Payment

To Whom It May Concern:

Enclosed please find a cashier's check on behalf of Taylor Metal Products Co. made payable to the EPA Hazardous Substance Fund in the amount of \$1,400. I have also enclosed a duplicate copy of this cover letter and would appreciate it if you would time-stamp the copy upon receipt and return it to me in the enclosed self-addressed, stamped envelope. By forwarding a copy of this letter, Taylor Metal Products Co. is providing notice to Mr. Thomas C. Nash that its payment has been made. Should you have any questions, please do not hesitate to contact me at the above number.

Sincerely.

JCB/vla Enclosure

cc:

Thomas C. Nash, Esq. (w/encl.) William Van Tilburg, Esq. (w/encl.) Scott M. Doran, Esq. (w/o encl.)

SCREEN: CRLT

**USERID: SOQI** 

Date: 12-04-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-24-03

**Budget FYS:** 

2004

Appr: TR2

Tran Type:

28

Dep Number:

0504CD03633

**Document Total:** 

\$1,400.00

Disb Office: CH05

**Accomplished Date:** 

11-24-03

CHECK NO.244731 REMITTER: TAYLOR METAL PRODUCTS CO. Line Number: 001 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

Budget Org: 05F

PE: 302DC6C Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$1,400.00



Lockbox Information
Company :ENVIRONMENTAL PROTEC
TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 11/12/2003 Process: 11/12/2003 Batch #: 271 Multiples: Item: 001

Transaction: 001 Check Amount: 1,000.00

Survey:

Production Information
Sorter: 38 Pocket: 02

Cut: 017 Sequence: 002

Operator : WOODSA Control #: 3234512300101

FORM107347-034 00100108 CHEMICAL RECOVERY SYSTEMS ELYRIA, OHIO Cashier's Check PA REG 5, SITE SPILL ID 0521

@ PNCBANK

3574

Pay to the CPA HAZARDOUS SUBSTENCE SUPERFUND EPA DOCKET #V-W-03-C750

PER ENV. \$ 1,000.00 

AUTO & INDUSTRIAL FINISHES INC.

9070 MARSHALL ROAD

NC Bank, National Association

No.5835124

Date\_OCTOBER 28, 2003

8-9/430

0521, CHEMICAL RECOVERY

05 33 4TC001

CASH OUT

11-14-03 SMB 68-20X8145.4

001-\$1,000.00

OPEN

U.S. E. 029
11/13/03
AMOUNT \$ 4000.00 77 W. J.

11/14/03

provide a BD Number. Sheila,

# **AUTO & INDUSTRIAL FINISHES, INC.**

9070 Marshall Road Cranberry Township, PA 16066 (412) 931-5172 • FAX (724) 776-5630 "The Progressive Paint Specialist"

October 28, 2003

U. S. Environmental Protection agency Region 5 P. O. Box 70753 Chicago, Illinois 60673

Dear Sirs:

Enclosed, please find cashier's check #5835124 for \$1,000, as stated in the DE Minimis Contributor Administrative Order on Consent.

Very truly yours,

AUTO & INDUSTRIAL FINISHES, INC.

Keven R. Kahoa Kevin R. Kehoe

KRK:atk

Certified #7002 2030 0004 1481 1393

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-14-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-12-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD02933

**Document Total:** 

\$1,000.00

Disb Office: CH05

**Accomplished Date:** 

11-12-03

CHECK NO.5835124 REMITTER: AUTO & INDUSTRIAL FINISHES

Line Number: 001

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE:

302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$1,000.00



Lockbox Information
Company ENVIRONMENTAL PROTEC
TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 11/07/2003 Process: 11/07/2003

Batch #: 264 Multiples: Item: 007 Transaction: 007

Check Amount : 14,600.00

Survey:

Production Information
Sorter: 08 Pocket: 02

Cut : 043 Sequence : 050

Operator : BARNESK

Control # : 2131219300101

PAY Fourteen Thousand Six Hundred Dollars And 00 Cents

AMOUNT \*\*\*\*14,600.00

DATE 10/28/03

TO THE ORDER OF

EPA HAZARDOUS SUBSTANCES SUPERF US EPA-SUPERFUND ACCOUNTING

PO BOX 70753

60673

0521, CHEMICAL RECOVERY

05 33 4TC001 CASH OUT

68-20X8145.4

11-14-03 SMB

001-\$14,600.00

# OPEN

11/12/03

Please provide a BD Number. Thanks in advance Ms. Harper CHICAGO, IL 027

REC'D UNIT 11/10/03

DATED 11/10/03

AMOUNT \$ 14,600.00

Honeywell P.O. Box 2245 Morristown, NJ 07962-2245 Writer's Direct Dial No. (973) 455-3104 Writer's Fax No. (973) 455-5904

Email: heleen.schiller@honeywell.com

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, Illinois 60673

Via Overnight Delivery

المراز

Re:

Chemical Recovery Systems Superfund Site, Elyria, Ohio

CERCLIS ID# OHD 057 001-810

To Whom It May Concern:

Please find enclosed Honeywell International Inc.'s settlement payment of \$14,600.00 for the above-captioned Site. With this payment, Honeywell (Sinclair and Valentine) resolves any obligation it may have had at the Site.

Very truly yours,

Heleen Schiller

Legal Research Assistant

Cc: Thomas C Nash (U.S. EPA, Region 5)

Vendor Number 114698

Check Date 10-28-03

3153681

or Name EPA HAZARDOU	IS SUBSTANCED					3153001
3) Idalic 222	LUMBIA ROAD MORRIST	OWN, NJ 07962-121	9	GROSS AMOUNT	DISCOUNT	NET AMOUNT
or Name EPA HAZARDOO	VOUCHER NO	INVOICE NO	INV DATE	14,600.00	2 22	14,600.00
PO NO			10-23-03	14,00010		
hemical rec.superfund site	23-OCT-2003 EPA reg.5					
ENCY 2: 46 RANCH						
PROTECTION AGENCY REGION V 2003 OCT 31 PM 2: 46 COMPTROLLER BRANCH				,		
PROTECTI REG 2003 OCT 3						
790 SBC						
				14,60	00 00	0.00 14,600.0
	TO	TALS		PRIATE DIVISIONAL LOCAT		

FOR INQUIRY PURPOSES USE THE FIRST DIGITS OF THE VOUCHER NUMBER TO CALL THE APPROPRIATE DIVISIONAL LOCATION:

FOR INGOILL LOSS		
Voucher Code	Telephone Number	Organization  Home & Building Control, Traffic, Golden Valley All Other Units

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-14-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-07-03

2004 **Budget FYS:** 

Appr: TR2

Tran Type:

28

Dep Number:

0504CD02733

**Document Total:** 

\$14,600.00

Disb Office: CH05

**Accomplished Date:** 

11-07-03

CHECK NO.3153681 REMITTER: HONEYWELL (SINCLAIR & VALENTINE)

Line Number: 001

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

Budget Org: 05F

PE:

302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$14,600.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 11/10/2003

Process: 11/09/2003 Batch #: 265 Multiples:

Item: 002 Transaction: 002 Check Amount: 21,000.00

Survey:

Production Information

Pocket: 02 Sorter: 08 Cut: 022 Sequence: 161

Operator : DELROSARIO Control #: 1052315300101 UMENTUS PRINTEDIINTIWO COLORSIDO NOTTACCEPTUNLESS BIVEYAND GREEN AREPRESENT BENJAMIN MOORE & CO.

51 Chestnut Ridge Road Benjamin Moore

Montvale, NJ 07645-1862

CHASE MANHATTAN BANK DELAWARG DIP MARKHT STREET WILMINGTON DELAWARE 19401 - 1167

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EPA HAZARDOUS SUBSTANCE

SUPERFUND

THE DRDER .

0000400705

11/05/03 Date

0521, CHEMICAL RECOVERY

05 33 4TC001 CASH OUT

68-20X8145.4

11-14-03 SMB

001-\$21,000.00

# OPEN

11/13/03

Sheila,Please provide a BD Number. Thanks in advance

DATED 11/12/03

AMOUNT \$ 21,000.00

BENJAMEN MOORE & CO.
51 Chestnut Ridge Road

CHECK NUMBER

400705

Montvale, NJ 07	645	GROSS AMOUNT	DISCOUNT	* NET AMOUNT
DATE	DESCRIPTION			21,000.00
10/23/03	SITE SPILL ID#0521	21,000.00	.00	21,000.00
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	,			
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		4.		
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THE UNDERSIGNED RESPONDENT enters into this Consent Order in the matter of **Docket Number**: <u>V-W-'03-C-750</u>, relating to the Chemical Recovery Systems Site in Elyria, Ohio.

FOR RESPONDENT: Benjamin Moore & Co. [Name]

> 51 Chestnut Ridge Road, Montvale, NJ 07645 [Address]

October 30, 2003

[Date]

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-14-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-10-03

2004 **Budget FYS:** 

Appr: TR2

Tran Type:

28

**Dep Number:** 

0504CD02833

**Document Total:** 

\$21,000.00

Disb Office: CH05

**Accomplished Date:** 

11-10-03

CHECK NO.0000400705 REMITTER: BENJAMIN MOORE & COMPANY

Line Number: 001

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

Budget Org: 05F

PE:

302DC6C

Site/Project: 0521RV00

**Rptg Cat:** 

33

Amount: \$21,000.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 11/10/2003

Process: 11/10/2003 Batch #: 270 Multiples:

Item: 002 Transaction: 002

Check Amount: 5,700.00

Survey:

Production Information

Pocket: 02 Sorter: 38 Cut: 098 Sequence: 075

Operator: JAMISON

Control #: 3044417300101

YOUNG, SOMMER, WARD, RITZENBERG,

BAKER & MOORE, LLC 5 PALISADES DRIVE, EXECUTIVE WOODS ALBANY, NEW YORK 12205

KEYBANK NATIONAL ASSOCIATION

29-7/213

00006656

FIVE THOUSAND SEVEN HUNDRED AND XX / 100 Dollars

AMOUNT

11/07/03

\*\*\*\*\*\$5,700.00

6656

a

PER ENV. EPA Hazardous Substance

Ohio Dock

EPA Reg

PAY

Superfund

0521, CHEMICAL RECOVERY 05 33 4TC001

CASH OUT

68-20X8145.4

11-14-03 SMB

001-\$5,700.00

**OPEN** 

11/13/03

DATED 11/12/03
AMOUNT \$5,700.00

## YOUNG, SOMMER ... LLC

YOUNG, SOMMER, WARD, RITZENBERG, BAKER & MOORE, LLC

JEFFREY S. BAKER DAVID C. BRENNAN MICHAEL J. MOORE KENNETH S. RITZENBERG DEAN S. SOMMER DOUGLAS H. WARD KEVIN M. YOUNG

JAMES A. MUSCATO II ROBERT A. PANASCI

COUNSELORS AT LAW

ALL WRITTEN CORRESPONDENCE TO: EXECUTIVE WOODS, FIVE PALISADES DRIVE, ALBANY, NY 12205 PHONE: 518-438-9907 • FAX: 518-438-9914

P.O. Box 763, 468 Broadway, Saratoga Springs, NY 12866 PHONE: 518-580-0163

WWW.YOUNGSOMMER.COM

OF COUNSEL SONYA K. DEL PERAL ELIZABETH M. MORSS THOMAS J. NEIDL WILLARD H. PECK KRISTIN CARTER ROWE LAWRENCE R. SCHILLINGER KAREN WADE CAVANAGH DAVID R. WOOLEY

Nicole A. Banagan, Paralegal Laura K. Ross, Paralegal Vicki G. Schlierer, Paralegal

WRITER'S TELEPHONE EXTENSION: 241 SSULLIVAN@YOUNGSOMMER.COM

November 7, 2003

US Environmental Protection Agency Superfund Accounting PO Box 70753 Chicago, IL 60673

Re:

Chemical Recovery Systems Superfund Site - General Electric

EPA Region 5

Site Spill ID #0521

Ohio Docket #V-W-03-C-750

### Dear Sir or Madam:

Please find enclosed our check in the amount of \$5,700.00 on behalf of General Electric Company with regard to the above matter. I note that while your letter to us regarding the closing of the public comment period was dated September 30, we did not receive that letter in our office until October 18.

Please feel free to contact myself or the attorney handling this matter, Dean Sommer, if you have any questions.

Very truly yours,

YOUNG, SOMMER LLC

Suzette Sullivan Firm Administrator

Enc.

cc:

Thomas C. Nash

## Young, Sommer, LLC

ung, Sommer,	LLL	• 7/				NUMBER	00	006656	DATE	11/07/03	
VENDOR ID	A .	AZARDO				MEMO	00		*		
PAYEE	1	EPA Hazardous Substance INVOICE AMOUNT PREVIO					<u> </u> 	DISCOUNT TAKEN AMOUNT OF PAYME			
INVOICE NUME		NVOICE DATE	114701	5,700.00		0.0			.00	3,7000	
Genera	al Ele	ctric, 320	Great	Oaks Offic	e Park,	Albany	, NY	12203			
Chemi	cal Re	covery Syst	ems Si	uperfund Si	te						
	Region Spill Docket	ID #0521 : #V-W-03-C	<b>-</b> 750					·			
								TOTAL		****\$5,700.00	
							· [				

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-14-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-10-03

2004 **Budget FYS:** 

Appr: TR2

Tran Type:

28

Dep Number:

0504CD02833

**Document Total:** 

\$5,700.00

Disb Office: CH05

**Accomplished Date:** 

11-10-03

CHECK NO.00006656 REMITTER: GENERAL ELECTRIC

Line Number: 002

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

Budget Org: 05F

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$5,700.00

SCREEN: CRLT

USERID: SOQI

Date: 11-14-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-03-03

Budget FYS: 2004

Appr:

HSCR Tran Type: 11

Dep Number:

0504CD02329

**Document Total:** 

\$12,500.00

Disb Office: CH05

**Accomplished Date:** 

11-03-03

CHECK NO. 0002509321 REMITTER: WASTE MANAGEMENT

Line Number: 001 Ref TC: BD Ref Number: 05 98 5T126

Ref Line: 001

BFYS: 2003

Appr: HSCR Tran Type: 11

Budget Org: 05F

PE: TFA

Site/Project: 05H9P

Rptg Cat: 98

Amount: \$ 12,500.00



Lockbox Information
Company ENVIRONMENTAL PROTEC
TION AGENCY (CHICAGO

Lockbox :0070753 Module: 13 Site :X

Deposit Information Credit: 11/05/2003 Process: 11/05/2003

Batch #: 261 Multiples: Item: 001 Transaction: 001 Check Amount: 3,900.00

Survey:

Production Information
Sorter: 10 Pocket: 02

Cut: 013 Sequence: 132

Operator : LAKE

Control #: 1099406300101

THIS DOCUMENT HAS A COLORED BACKGROUND AND MICROPRINTING IN THE ENDORSEMENT SIGNATURE LINE. THE REVERSE SIDE OF THIS DOCUMENT HAS AN ARTHFICIAL WATERMARK.

Waste Management Service Center P.O. Box 3027 Houston, TX 77253

BANK OF AMERICA COMMERCIAL DISDURSEMENT ACCOUNT NORTHBROOK, IL

A LINES COLUMN PAY EXACTLY

\$3,900.00\*\*\*

10/31/2003 \*\*\*\*THREE THOUSAND NINE HUNDRED AND XX / 100 US DOLLAR\*\*\*\* PAY EXACTLY

EPA HAZARDOUS SUBSTANCE SUPERFUND PO Box 70753 Chicago, IL 60673

TO THE ORDER

OF

AUTHORIZED SIGNATURE

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT 68-20X8145.4

11-09-03 SMB

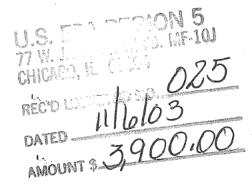
001-\$3,900.00

OPEN

11610

Please provide a BD Number. Sheila, Thanks in advance

Ms. Harper





Vendor Number 0000111910

<u>Check Number</u> 0002523828

Date

10/31/2003

Waste Management Service Center P.O. Box 3027 Houston, TX 77253

Amount Paid Discount Amount WASTE WANAGEWENT Original Amount Check No. 0002523828 Invoice Number / Description 3,900.00 0.00 Doc Date 3,900.00 2365/// CHEMICAL RECOVERY - ID #0521-DOC VW03C750 10/31/2003 Total Paid Amount EPA Hazardous Substance Superfund \$3,900.00 Discounts Taken

Total Amount

\$3,900.00

\$0.00

## CERCLA SECTION 122(g)(4) <u>DE MINIMIS</u> CONTRIBUTOR ADMINISTRATIVE ORDER ON CONSENT

### I. JURISDICTION

- 1. This Administrative Order on Consent ("Consent Order" or "Order") is issued pursuant to the authority vested in the President of the United States by Section 122(g)(4) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. § 9622(g)(4), to Act of 1980, as amended ("CERCLA"), 42 U.S.C. § 9622(g)(4), to reach settlements in actions under Section 106 or 107 of CERCLA, reach settlements in actions under Section 106 or 107 of CERCLA, and the President 42 U.S.C. § 9606 or 9607. The authority vested in the President has been delegated to the Administrator of the United States has been delegated to the Administrator of United States ("EPA") by Executive Order 12580, Environmental Protection Agency ("EPA") by Executive Order
  - 2. This Administrative Order on Consent is issued to the persons, corporations, or other entities identified in Appendix A persons, corporations, or other entities identified in Appendix A ("Respondents"). Each Respondent agrees to undertake all actions ("Respondents"). Each Respondent further consents required by this Consent Order. Each Respondent further consent to and will not contest EPA's jurisdiction to issue this Consent to and will not contest EPA's jurisdiction to issue this Consent Order or to implement or enforce its terms.
    - 3. EPA and Respondents agree that the actions undertaken by Respondents in accordance with this Consent Order do not constitute an admission of any liability by any Respondent.

\*\*

~10/30/2003 15:47

**CJTFHOALNO** 

### PAYMENT VII.

- 15. Within 30 days of the effective date of this Consent Order, each Respondent shall pay to the EPA Hazardous Substance Superfund the amount set forth in Schedule C, attached. [Schedule C will be attached to the copy of this Order which is signed by U.S. EPA's Superfund Division Director, and it will contain the names and payments of all parties who sign this Order. The payment assigned to your company will be the dollar figure given in the cover letter sent with this Order].
  - Each Respondent's payment includes an amount for: a) past response costs incurred at or in connection with the Site; b) projected future response costs to be incurred at or in connection with the Site; and c) a premium to cover the risks and uncertainties associated with this settlement, including but not limited to, the risk that total response costs incurred or to be incurred at or in connection with the Site by the EPA Hazardous Substance Superfund, or by any private party, will exceed the estimated total response costs upon which Respondents' payments are based.
    - Each payment shall be made by certified or cashier's check made payable to "EPA Hazardous Substance Superfund." Each check shall reference the name and address of the party making payment, the Site name, the EPA Region and Site Spill ID Number 0521, and the EPA docket number for this action, and shall be sent to:
      - U.S. Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, Illinois 60673
      - At the time of payment, each Respondent shall send notice that such payment has been made to:

Thomas C. Nash C-14J U.S. EPA, Region 5 77 West Jackson Blvd. Chicago, IL 60604

### FAILURE TO MAKE PAYMENT VIII.

19. If any Respondent fails to make full payment within the time required by Paragraph 15, that Respondent shall pay Interest on the unpaid balance. In addition, if any Respondent fails to

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-09-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-06-03

2004 **Budget FYS:** 

Appr: TR2

Tran Type:

28

Dep Number:

0504CD02533

**Document Total:** 

\$3,900.00

Disb Office: CH05

**Accomplished Date:** 

11-06-03

CHECK NO.0002523828 REMITTER: CWN CHEMICAL SERVICE,

(WASTE MANGEMENT SERVICE)

Line Number: 004

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE:

302DC6C

Site/Project: 0521RV00

**Rptg Cat:** 

33

Amount: \$3,900.00



Lockbox Information
Company :ENVIRONMENTAL PROTEC
TION AGENCY (CHICAGO

Lockbox :0070753

Module: 13 Site :X

Deposit Information Credit: 11/05/2003 Process: 11/05/2003

Batch # : 260 Multiples : Item: 005 Transaction: 005

Check Amount: 5,500.00

Survey:

Production Information
Sorter: 39 Pocket: 02

Cut: 015 Sequence: 151

Operator : FORT

Control # : 2198208300101

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HILL ROOM OF THE STATE OF THE STATE

5665 0001 A258780 11:09 17470 10/22/2003 02 CSCK HIKILL CHEHICAL CORP. 7013 KRICK RD

Bedford, Ohio 44146

DATE OCT 22, 2003

22-1676

FIVE THOUSAND FIVE HUNDRED DOLLARS AND 00/100

EPA HAZARDOUS SURSTANCE SUPERFUND

CHEHICAL RECOVERY SYSTEM SITE

DECTOR 5 - SITE SPILL ID #0521

s \*\*\*5,500.00\*

001-\$5,500.00

0521, CHEMICAL RECOVERY

TO THE ORDER OF

05 33 4TC001

FIRSTMERIT.

CASH OUT 68-20X8145.4

11-09-03 SMB

OPEN

77 W. J

Sheila,

u16/13 Please provide a BD Number. Thanks in advance



## CALFEE, HALTER & GRISWOLD LLP

ATTORNEYS AT LAW Cleveland

Direct Dial No. 216/622-8479 e-mail: sstrom@calfee.com

October 24, 2003

### **VIA FEDERAL EXPRESS**

Re:

U.S. Environmental Protection Agency - Region 5 Superfund Accounting Suite MF-10J 77 West Jackson Boulevard Chicago, Illinois 60604

Chemical Recovery Systems Site/Hukill Chemical Corporation -CERCLA Section 122(g)(4) De Minimis Contributor Administrative Order on Consent ("Order") U.S. EPA Docket No. V-W-03-C-750

Pursuant to the above-referenced Order, I am enclosing cashier's check Ladies/Gentlemen: no. 4685613529 in the amount of \$5,500.00, which I am submitting on behalf of Hukill Chemical Corporation (HCC). The enclosed check represents payment in full of the de minimis settlement amount due from HCC under the Order.

Please do not hesitate to contact me if you have any questions. Thank you for your assistance in this matter.

Very truly yours,

Lean R. Atran

Susan R. Strom

Enclosure

Thomas C. Nash, Esq. (w/copy of check)

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-09-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE: 11-06-03

Budget FYS: 2004

Appr: TR2

28 Tran Type:

Dep Number:

0504CD02533

**Document Total:** 

\$5,500.00

Disb Office: CH05

**Accomplished Date:** 

11-06-03

CHECK NO.4685613529 REMITTER: HUKILL CHEMICAL

Line Number: 003

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE:

302DC6C

Site/Project: 0521RV00

Rptg Cat: 33

Amount: \$5,500.00



Lockbox Information
Company ENVIRONMENTAL PROTEC
TION AGENCY (CHICAGO

Lockbox :0070753

Module: 13 Site :X

Deposit Information Credit: 11/05/2003

Process: 11/05/2003 Batch #: 260 Multiples: Item: 003 Transaction: 003

Check Amount: 16,100.00

Survey:

Production Information
Pocket: 02

Sorter: 39 Cut: 015 Sequence: 149

Operator : FORT

Control #: 2198208300101

THIS CHECK HAS A SECURITY FEATURE THAT WILL APPEAR IF ALTERED.

DAIMLERCHRYSLER

. DATE: 10/23/2003 SEQUENCE NO. 00001

EPA HAZARDOUS SUBSTANCE SUPERFUND ИНИНИКИНИКИНИКИНИНИК

PAY TO THE ORDER OF

CHASE MANHATTAN BANK USA, N.A. NILHINGTON, DELANARE GAP

1530-09 62-26 311 PAY \$0000000000016100ANDOOCENTS

0006449269

MKHHHHH16100.00

X

VOID SIX HONTHS AFTER DATE OF ISSUE ACCOUNT 7601 BANK USCKU DAINLERCHRYSLER CORPORATION AUTHORIZED SIGNER

T.P. Dykstia

USEPA-SUPERFUND ACCOUNTING ponsive

0521, CHEMICAL RECOVERY

05 33 4TC001

CASH OUT 68-20X8145.4

11-09-03 SMB

001-16,100.00

OPEN

REC'D UNDS AMOUNT \$ 16, 100.0

116/03

### DAIMLERCHRYSLER

DaimlerChrysler Corporation

October 28, 2003

U.S. Environmental Protection Agency Region V Superfund Accounting MF-10J 77 W. Jackson Blvd. Chicago, IL 60673

Chemical Recovery Systems, Inc. Site Re: 142 Locust Street Elyria, Ohio CERCLIS ID# 057 001 810 Site Spill ID #0521 USEPA Docket No. V-W-03-C-750

Please find enclosed the DaimlerChrysler Check #6449269 dated October 23, 2003, in Dear Sir/Madam: the amount of \$16,100.00 in payment of the DeMinimis Settlement of the Administrative Consent Order of the above referenced USEPA Docket Number.

If you have any questions concerning this matter, please contact me at (248) 576-7360.

Sincerely,

Patricia L. Beaujon, P.E. Superfund Specialist

₹homas C. Nash, USEPA Region V

. REMOVE CHECK ALONG THIS PERFORATION

	PAY REF. NO: 0006449269 DATE: 10/23/2003 PM: USCKU SOURCE: CC MAIL: R:CC	NET	16,100.00					16,100.00	
	PAY REF. NO DATE: 10/23 PM: USCKU MAIL: R:CC	DISCOUNT	AMOUN				· '	ROM DAIMLERCHKYSLER.	
	REMITTANCE ADVICE DAIMLERCHRYSLER CORPORATION CORPORATE PAYMENTS GAP D.D. BOX 537933	3153-7935	AMOUNT 100.000					FOR YOUR PAYMENTS YOUR FAX REQUEST	16,100.00
	REMITTANCE ADVICE DAIMLERCHRYSLER CORPOR/ CORPORATE PAYMENTS GAP D. O. BOX 537933	LIVONIA MI 48153-7933	NO.	ORDER				T) IS AVAILABLE SENT TO YOU UPON	174-7061.
The second section of the section of the second section of the section of the second section of the section of	53171	:00:	INVOICE/REFERENCE NUMBER-SCHEDULE PAY NO.	DEMINIMISSETTLE SETTLEMENT BY CONSENT ORDER				FUNDS TRANSFER (EFT) IS AVAILABLE	APPLICATIONS FOR ELS (586) 274-7061 GAP-EFT COGRDINATOR 2 (586) 274-7061
and a second common com	83-112-4001 Rev. 07/00 (8)	<b>%</b> %	INV/REF DATE	003 IMIS		COMPTROLLER BRANCH		ELECTRONIC APPLICATION GAP-EFT CO	
	83-112				Ī	YENTAL V AGENCY	PROTECTION PROPERTY P		

)

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-09-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* **KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

DOC DATE:

11-06-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

**Dep Number:** 

0504CD02533

**Document Total:** 

\$16,100.00

Disb Office: CH05

**Accomplished Date:** 

11-06-03

CHECK NO.0006449269 REMITTER: DAIMLERCHRYSLER

Line Number: 002

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE:

302DC6C

Site/Project: 0521RV00

**Rptg Cat:** 

33

Amount: \$16,100.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 11/05/2003

Process: 11/05/2003

Batch #: 260 Multiples: Transaction: 006 Item: 006

Check Amount : 17,200.00

Survey:

Production Information Sorter: 39 Pocket

Pocket: 02 Cut: 015 Sequence: 152

Operator: FORT

Control #: 2198208300101

Nordson

Site: Chemical Recovery Systems Inc.
KEYBANK NATIONAL ASSOCIATION EPA Region 5

Nordson Corporation 555 Jackson Street Site Spill ID Number 0521 Amherst, Ohio 44001-2496 FPA Bartan William

EPA Docket No. V-W-03-C-750

CHECK NO 58-704 412

283918

283918

PAY

\*\*\* SEVENTEEN THOUSAND TWO HUNDRED DOLLARS \*\*\*

DATE

CHECK AMOUNT

10/28/2003 \*\*\*\*\*\*\*17,200.00\*

EPA HAZARDOUS SUBSTANCE SUPERFUND US ENVIRONMENTAL PROTECTION AGENCY REGION 5 SUPERFUND ACCOUNTING PO Box 70753 CHICAGO, IL

60673

NORDSON CORPORATION

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT 68-20X8145.4 11-09-03 SMB

**001-**\$17,200.00

## OPEN

Please provide a BD Number.

Thanks in advance

Ms. Harper

AMOUNT S



Lockbox Information Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Module: 13 Site :X

Deposit Information Credit: 11/04/2003

Process: 11/04/2003

Batch #: 258 Multiples:

Transaction: 001 Item: 001

Check Amount : 1,800.00

Survey:

Production Information

Sorter: 37

Pocket: 02

Cut: 041 Sequence: 160

Operator: NASHS

Control #: 3068106300101

GREAT LALES TERHINAL - TICANS POI CORPORATION OF PENNSYLVANIA

CHEMICAL RECOVERY SYSTEMS SITE

SITE SPILL ID # 052

\$1.800.00

Oct 22/2003

PER ENV. EPA HAZARDOUS SUBSTANCE SUPERFUND

7660245492

LASALLE D1,800dols 00cts

GREAT LAKES TERMINAL

(06750)

THE VARIABLE TO

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT 68-20X8145.4

11-09-03 SMB

001-\$1,800.00

## OPEN

11/6/03

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper



October 31, 2003

U.S. ENVIRONMENTAL PROTECTION AGENCY, REGION 5 SUPERFUND ACCOUNTING P O BOX 70753 CHICAGO IL 60673

To Whom It May Concern:

Attached is a Cashier's Check payable to the "EPA Hazardous Substance Superfund" in the amount of \$1,800 (One Thousand, Eight Hundred Dollars) with the signature page for the Consent Order in the matter of Docket Number V-W-03-C-750 relating to the Chemical Recovery Systems Site in Elyria, OH on behalf of Great Lakes Terminal & Transport Corporation of Pennsylvania's De Minimis Settlement with the EPA.

Should anything else be needed, please let me know.

Sincerely,

nancy Delineou

Nancy Dehmlow Corporate Secretary

Enc.

cc: THOMAS C.NASH C-14J U. S. EPA, REGION 5 77 WEST JACKSON BLVD CHICAGO IL 60604 THE UNDERSIGNED RESPONDENT enters into this Consent Order in the matter of Docket Number: V-W-'03-C-750 , relating to the Chemical Recovery Systems Site in Elyria, Ohio.

FOR RESPONDENT: GREAT LAKES TERHINAL & TRANSPORT CORPORATION OF PENNSYLVANIA[Name]

PO BOX 3208

ARLINGTON HEIGHTS, IL 60006-3208

[Address]

By: NANCY DEHHLOW 10/31/03 [Name]

SCREEN: CRLT

USERID: SOQI

Date: 11-09-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* **KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

**DOC DATE:** 

11-04-03

2004 **Budget FYS:** 

Appr: TR2

Tran Type:

28

Dep Number:

0504CD02433

**Document Total:** \$1,800.00

Disb Office: CH05

**Accomplished Date:** 

11-04-03

CHECK NO. 76602449 - 2 REMITTER: GREATER LAKES TERMINAL

Line Number: 005

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

**BFYS: 2004** 

Appr: TR2

**Tran Type: 28** 

**Budget Org: 05F** 

PE:

302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$1,800.00



Lockbox Information
Company :ENVIRONMENTAL PROTEC
TION AGENCY (CHICAGO

Lockbox:0070753

Site :X

Module: 13

Deposit Information Credit: 11/04/2003

Process: 11/04/2003 Batch #: 258 Multiples:

Item: 002 Transaction: 002

Check Amount: 2,300.00 Survey:

Production Information Sorter: 37 Pocket: 02

Cut: 041 Sequence: 161 Operator: NASHS

Control #: 3068106300101

EPA HAZARDOUS SUBSTANCE SUPERF und \*\*\*Two Thousand Three Hundred and 00/100\*\*\* MEMO MOLDED FIBERGLASS COMPANIES

0521, CHEMICAL RECOVERY

05 33 4TC001 CASH OUT

68-20X8145.4

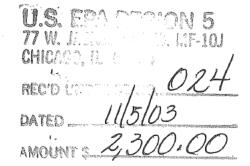
11-09-03 SMB

001-\$2,300.00

## OPEN

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper





### Molded Fiber Glass Companies

2925 MFG Place
P.O. Box 675
Ashtabula, OH 44005-0675
Phone: (440) 997-5851 • Fax: (440) 992-2695

October 30, 2003

U.S. Environmental Protection Agency Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

RE: Administrative Order on Consent Payment for U.S. EPA Docket No. V-W-03-C-750

Please find the attached check # 838243649 for \$2300.00 from Molded Fiber Glass Companies, located at 2925 MFG Place, Ashtabula, OH, in accordance with the U.S. EPA Consent Order and Docket Number referenced above. The Site Spill Number is 0521. This is a CERCLA Section 122(g) <u>DE MINIMUS</u> Contributor Administrative Order on Consent payment.

The site name is Chemical Recovery Systems, Inc., located at 142 Locust Street, Elyria, OH, CIRCLIS ID# OHD 057 001 810.

Sincerely,

Lou Lavorata

Chief Financial Officer

Molded Fiber Glass Companies

Havout

THE UNDERSIGNED RESPONDENT enters into this Consent Order in the matter of **Docket Number:** <u>V-W-'03-C-750</u>, relating to the Chemical Recovery Systems Site in Elyria, Ohio.

FOR RESPONDENT: MOLDED FIBER GLASS COMPANIES

2925 MFG PLACE, ASHTABULA, OHIO 44005
[Address]

By: //www.ta-CFO

/*0/29/0* : [Date]

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-09-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-04-03

2004 **Budget FYS:** 

Appr: TR2

**Tran Type:** 

28

Dep Number: 0504CD02433

**Document Total:** 

\$2,300.00

Disb Office: CH05

Accomplished Date: 11-04-03

CHECK NO.838243649 REMITTER: MOLDED FIBER GLASS COMPANIES

Line Number: 004

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE:

302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$2,300.00



Company ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Module: 13 Site :X

Deposit Information Credit: 11/04/2003

Process: 11/04/2003

Batch #: 259 Multiples:

Item: 001 Transaction: 001

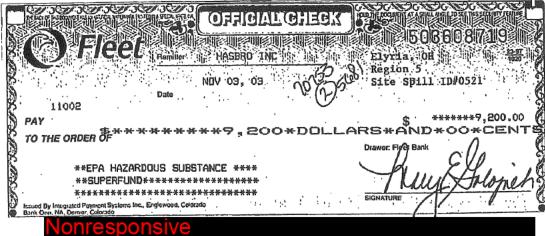
Check Amount : 9,200.00

Survey:

Production Information
Sorter: 38 Pocket: 02 Cut: 030 Sequence: 010

Operator : GUERREROF

Control #: 1138004300101



THE VARIABLE TONE BACKGROUND AREA OF THIS DOCUMENT CHANGES COLOR GRADUALLY AND SMOOTHLY FROM DARKER TONES AT BOTH TOP

11-09-03 SMB

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT 68-20X8145.4

001-\$9,200.00

## OPEN

11/6/03 Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper



Office of the General Counsel

Christine Meehan Senior Paralegal

Direct Dial: 401-727-5625

Fax No: 401-729-7025

1003 Jose 1

November 3, 2003

### VIA U.S. MAIL

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

Re: EPA Superfund Site - Elyria, OH

To Whom It May Concern:

Enclosed please find a check in the amount of Nine Thousand Two Hundred Dollars (\$9,200.00) as Hasbro, Inc.'s settlement in the Administrative Order on Consent for the Chemical Recovery Systems Superfund Site in Elyria, Ohio.

If you have any questions, please feel free to call me.

Sincerely,

**Christine Meehan** 

**Enclosure** 

cc: Thomas C. Nash - U.S. EPA

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-09-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

**DOC DATE:** 

11-04-03

2004 **Budget FYS:** 

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD02433

**Document Total:** 

\$9,200.00

Disb Office: CH05

**Accomplished Date:** 

11-04-03

CHECK NO.503608719

REMITTER: HASBRO, INC.

Line Number: 003

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE:

302DC6C

Site/Project: 0521RV00

**Rptg Cat:** 

33

Amount: \$9,200.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox:0070753

Site :X

Module: 13

Deposit Information Credit: 11/04/2003

Process: 11/04/2003

Batch #: 258 Multiples:

Item: 004 Transaction: 004

Check Amount: 500.00

Survey:

Production Information

Sorter: 37

Pocket: 02 Cut: 041 Sequence: 163

Operator: NASHS

Control #: 3068106300101



TREASURY DISBURSEMENT TECUMSEH, MICHIGAN 49286

TECUMSEH PRODUCTS COMPANY

9637 10/27/03 249130 500.00

\*\*\*\*\*500.00

249130

PAY TO THE ORDER OF

EPA HAZARDOUS SUUSTANCE PERENV. SUPERFUND

CHEMICAL RECOVERY SYSTEMS

ELYRIA, OH

BANK ONE DEARBORN N.A. DEARBORN, MI PAYABLE IN U.S. DOLLARS

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT 68-20X8145.4 11-09-03 SMB 001-\$500.00

### OPEN

11/6/03

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper

AMOUNT S



DEAN & F ATTORNEYS AND COUNSELORS PROFESSIONAL CORPORATION

> FIFTH FLOOR 801 WEST BIG BEAVER ROAD TROY, MICHIGAN 48084-4767

> > WEB SITE WWW.DFLAW.COM TELEPHONE (248) 362-1300 FACSIMILE (248) 362-1358

JAMES K. O'BRIEN DIRECT DIAL: 248-273-2187

> E-MAIL: новизкарать в повети в повети

October 30, 2003

PAUL J. MASTRANGEL
ROBERT L. MERCADO
PATRICIA M. MORROW
JAMES K. O'BRIEN
DONALD A. PIERCE, JR.
NEILL T. RIDDELL
JERRY R. SWIFT
LEONARD A. WILCOX, JR.
KENNETH W. ZATKOFF

OF COUNSEL
REX EAMES
JEROME S. FANGER
LAURENCE M. LUKE
DAVID L. TENNENT
RICHARD J. TENNEN
CAROL L. YONDALE

CHARLES A. DEAN GEORGE J. FULKERSON

ALSO ADMITTED IN:
PENNSYLVANIA
ILLINOIS AND THE
DISTRICT OF COLUMBIA
MASSACHUSETTS

### <u>VLA CERTIFIED MAIL - RETURN RECEIPT REQUESTED</u>

Thomas C. Nash, Esq. Associate Regional Counsel United States Environmental Protection Agency Region 5 77 West Jackson Boulevard Chicago, IL 60604-3590

> Chemical Recovery Systems Site - Elyria, Ohio Re:

Dear Mr. Nash:

KEITH M. ARETHA
DIETTE K. BARNWELL
RICHARD A. BARR
JOHN W. BRYANT
GEORGE W. BURNARD
W. JERRY BYRD
A. READ CONE III
WILLIAM G. COON
JAMES P. DEAN
JOHN W. DUNHAM
JILL M. FERRARI
ROBERT E. GESELL
JOHN L. GIERAK
GARY H. GRACA°
JEROME C. GROPMAN,
P.C.

.C. MICHAEL HAMBURG

C. L. HUDSON
JEFFREY L. HUDSON
R. IAN HUNTER
ROBERT M. KALEC°°
JANET E. LANYON
MICHAEL B. LEWIS
THOMAS P. MARTIN°°°

Enclosed you will find a copy of the Administrative Order on Consent in the Chemical Recovery, Inc. matter, executed on behalf of my client by Todd Herrick, Chairman and CEO of Tecumseh Products Company. Also enclosed is a copy of a check made payable to "EPA Hazardous Substance Superfund" in the settlement amount set forth in Appendix A to the Administrative Order on Consent. The check itself has been mailed to United States Environmental Protection Agency, Region V, Superfund Accounting, P.O. Box 70753, Chicago, IL 60673, in accordance with the provisions of the Administrative Order on Consent. Would you please acknowledge receipt of the signed AOC, and Tecumseh Product Company's check in settlement at your earliest convenience?

Thank you very much for your hard work and patience in resolving this matter.

Very truly yours,

DEAN & FULKERSON P.C.

James K. O'Brien

**Enclosures** ce: Daryl McDonald JKO/smr

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-09-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* **KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

DOC DATE:

11-04-03

Budget FYS: 2004

Appr: TR2

28 Tran Type:

**Dep Number:** 

0504CD02433

**Document Total:** 

\$500.00

Disb Office: CH05

**Accomplished Date:** 

11-04-03

CHECK NO.249130

REMITTER: TECUMSEH PRODUCTS COMPANY

Line Number: 002

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PF: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$500.00



Lockbox Information
Company :ENVIRONMENTAL PROTEC
TION AGENCY (CHICAGO

Lockbox:0070753

Module: 13 Site :X

Deposit Information Credit: 11/04/2003 Process: 11/04/2003 Batch #: 258 Multiples:

Transaction: 003 Item: 003 Check Amount: 2,600.00

Survey:

Production Information Sorter: 37 Pocket: Cut: 041 Sequence: 162

Operator : NASHS

Control #: 3068106300101

\*\*\*2,600.00\*\*\*\* \*\*\*"EPA HAZARDOUS SUBSTANCE SUPERFUND"\*\*\*\*\* PATIBLE CITY 2600 doll's 0 Oct. **National City.** THE MAHONING PAINT CORP, 653 JONES ST. YO.OH 44502 CHRMICAL RECOVERY SYSTEMS SUPERFUND SITE REGION 5 SITE SPILL I

0521, CHEMICAL RECOVERY 05 33 4TC001

CASH OUT

68-20X8145.4 11-09-03 SMB 001-\$2,600.00

## OPEN

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper An . It



### THE MAHONING PAINT CORPORATION

### PAINTS, VARNISHES & INDUSTRIAL COATINGS

P.O. Box 1282, Youngstown, Ohio 44501

Telephone 330 · 744 · 2139

Fax 330 · 744 · 5826

October 29, 2003

### <u>CERTIFIED MAIL</u> <u>RETURN RECEIPT REQUESTED</u>

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P. O. Box 70753 Chicago, IL 60673

Re: Chemical Recovery Systems Superfund Site

Dear Madam or Sir:

Enclosed you will find the settlement payment in the amount of \$2,600.00 for Mahoning Paint Corporation with regard to the site referenced above.

If you have any questions, please give me a call.

Very truly yours,

Charles C. Rumberg

President

Enclosure

Cc: Thomas C. Nash C-14J

U.S.EPA, Region 5
77 West Jackson Blvd.

Chicago, IL 60604

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-09-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-04-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

**Dep Number:** 

0504CD02433

**Document Total:** 

\$2,600.00

Disb Office: CH05

**Accomplished Date:** 

11-04-03

CHECK NO.579416817

REMITTER: MAHONING PAINT COMPANY

Line Number: 001

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

**BFYS: 2004** 

Appr: TR2

**Tran Type: 28** 

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

**Rptg Cat:** 

33

Amount: \$2,600.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox:0070753

Site :X Module: 13

Deposit Information Credit: 11/03/2003 Process: 11/02/2003

Batch #: 252 Multiples: Item: 003 Transaction: 003

Check Amount : 4,000.00

Survey:

Production Information
Sorter: 08 Pocket: 02

Cut: 016 Sequence: 182

Operator : OCONNOR

Control #: 1085301300101

October29, Hazardous Substance Superfund\*\*\*\*\*\* Chemical Recovery Super Road SiTE Resion 5, SiTE Spil National City Bank Kalcur Coatings Company Coro pocher No V-w-03
Romlier 37721 STEVENS Blud Willows hoy O. H.

0521, CHEMICAL RECOVERY

05 33 4TC001

CASH OUT

68-20X8145.4

11-09-03 SMB

001-\$4,000.00

## OPEN

AMOUNT \$

11/5/03

Sheila,



37721 STEVENS BOULEVARD • WILLOUGHBY, OHIO 44094 • TELEPHONE: 440-946-4700 • 800-422-8484 • FAX: 440-946-4704

October 29, 2003

### CERTIFIED MAIL RETURN RECEIPT REQUESTED

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, Illinois 60673

Re: <u>Chemical Recovery Systems Superfund Site</u>

Dear Madam or Sir:

Enclosed you will find the settlement payment in the amount of \$4,000.00 for Kalcor Coatings Company with regard to the site reference above.

If you have any questions, please give me a call.

Very truly yours,

Newton Zucker Zucker

President

/rjm Enclosure

cc: Thomas C. Nash C-14J U.S. EPA, Region 5 77 West Jackson Blvd.

Chicago, Illinois 60604



SCREEN: CRLT USERID: SOQI

Date: 11-09-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-03-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD02333

**Document Total:** 

\$4,000.00

Disb Office: CH05

Accomplished Date: 11-03-03

CHECK NO.579418909 REMITTER: KALCOR COATINGS COMPANY

Line Number: 002

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE:

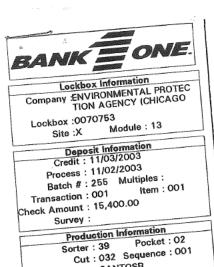
302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$4,000.00



Operator : SANTOSR Control #: 3185303300101



0521, CHEMICAL RECOVERY

05 33 4TC001 CASH OUT

68-20X8145.4

0

11-09-03 SMB

OPEN

11/5/03

Sheila, Please provide a BD Number. Thanks in advance Ms. Harper M.H. PRECIDITION 11/5/03

DATED 11/5/03

AMOUNT 9-15, 400.00

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-09-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-03-03

Budget FYS: 2004

Appr: TR2

28 Tran Type:

Dep Number:

0504CD02333

**Document Total:** 

\$15,400.00

Disb Office: CH05

**Accomplished Date:** 

11-03-03

CHECK NO.0217226720 REMITTER: BASE CORPORATION

Line Number: 001

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

**Budget Org: 05F** 

PE:

302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$15,400.00



Lockbox Information

Company ENVIRONMENTAL PROTECTION AGENCY (CHICAGO

Lockbox :0070753

Module: 13 Site :X

Deposit Information Credit: 11/03/2003

Process: 11/02/2003 Batch #: 252 Multiples:

Item: 004 Transaction: 004 check Amount: 7,900.00

Survey:

Production Information

Pocket: 02 Sorter: 08 Cut: 016 Sequence: 183

Operator : OCONNOR Control #: 1085301300101



0521, CHEMICAL RECOVERY 05 33 4TC001

CASH OUT

11-09-03 SMB 68-20X8145.4

001-\$7,900.00

## OPEN

11/5/03

# BORDEN CHEMICAL, INC.



October 30, 2003

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

EPA Docket No. V-W-'03-C-750

Site Spill No. 0521

To Whom It May Concern:

Enclosed please find a check in the amount of \$7,900.00 as Borden Chemical, Inc.'s settlement in the matter of Chemical Recovery Systems Superfund Site, Elyria, Ohio, Site Spill Number 0521. Notice of this payment has been sent to Thomas Nash, U.S. EPA, Region 5.

Please contact me if there are any questions.

Very truly yours,

Jayne A. Simmons

Parategal

(614) 225-4324

Enclosure

CC:

Thomas C. Nash

C. Richard Springer

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-09-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-03-03

2004 Budget FYS:

Appr: TR2

28 **Tran Type:** 

**Dep Number:** 

0504CD02333

**Document Total:** 

\$7,900.00

Disb Office: CH05

**Accomplished Date:** 

11-03-03

CHECK NO.0923051

REMITTER: BORDEN CHEMICAL, INC.

Line Number: 003

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

Budget Org: 05F

PE:

302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$7,900.00



Lockbox Information
Company :ENVIRONMENTAL PROTEC
TION AGENCY (CHICAGO

Lockbox :0070753

Module: 13 Site :X

Deposit Information Credit: 11/03/2003

Process: 11/02/2003

Batch #: 252 Multiples:

Item: 002 Transaction: 002

Check Amount: 500.00

Survey:

Production Information Sorter: 08 Pocket: 02

Cut: 016 Sequence: 181

Operator: OCONNOR

Control #: 1085301300101

No. 520480811

DATE: OCTOBER 28, 2003

FIVE HUNDRED DOLLARS AND 00 CENTS

PAY

TO THE ORDER OF: EPA HAZARDOUS SUBSTANCE SUPERFUND

PURPOSE/REMITTER: OUALITY SYNTHETIC RUBBER INC.
1700 Highland Rd. PO Box 1030
FICIAL CHECK Twinsburg, Ohio 44087
action: 2514484 Chemical Recovery Sys.Superfund Site, Elyria OH
duy Traveler's Eurosa Company, Inc.
USEPA Region 5
ces Fun Internate Back Heleva, MY.

USEPA Region 5 OFFICIAL CHECK Location: 2514484 Issued By Traveler's Entress Compa

Site Spill ID Number 0521

0521 CHEMICAL RECOVERY 05 33 4TC001

CASH OUT 68-20X8145.4

11-09-03 SMB

001-\$500.00

## OPEN

AMOUNT \$ 500.0

11/5/03

QUALITY SYNTHETIC RUBBER CO., INC.

October 29, 2003

U.S. Environmental Protection Agency Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

To Whom It May Concern:

Please find enclosed official check number 520480811 drawn on U.S Bank dated October 28, 2003 in the amount of \$500 from:

Quality Synthetic Rubber, Inc. 1700 Highland Road P.O. Box 1030 Twinsburg, Ohio 44087

This check was issued to satisfy Quality Synthetic Rubber, Inc.'s obligation under:

Chemical Recovery Systems Superfund Site, Elyria, Ohio USEPA Region5
Site Spill ID Number 0521
EPA docket number V-W-'03-C-750

Sincerely,

Marlene A. Tehi

CFO

cc: Thomas C. Nash

**BASF** Corporation



Nan Bernardo

Counsel

Writer's Direct Line:

(973) 426-6006

Facsimile No.

(973) 426-3258 Internet Mail Address: bernarn@basf.com

October 30, 2003

## (Via Express Mail)

US Environmental Protection Agency Region 5 Superfund Accounting PO Box 70753 Chicago, Illinois 60673

Re:

Chemical Recovery Systems Superfund Site

CERCLIS ID# OHD 057 001 810

Site Spill ID # 0521

De Minimis Settlement Payment on behalf of BASF Corporation EPA Docket # VW '03-C0750

On behalf of BASF Corporation, enclosed please find a certified check in the amount of \$15,400.00 Dear Sir or Madam: pursuant to the terms of the September 30, 2003 Administrative Order on Consent.

Very truly yours, Bernardo

Nan Bernardo

Enclosure

CC:

Thomas C. Nash C-14J US EPA, Region 5 77 West Jackson Blvd Chicago, II 60604 (Via Federal Express)

Chase 0317226720 400348004

SCREEN: CRLT

USERID: SOQI

Date: 11-09-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-03-03

Budget FYS: 2004

Appr: TR2

28 Tran Type:

0504CD02333 Dep Number:

**Document Total:** 

\$500.00

Accomplished Date: Disb Office: CH05

11-03-03

CHECK NO.520480811 REMITTER: QUALITY SYNTHETIC RUBBER

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001 Line Number: 005

**Budget Org: 05F** Tran Type: 28 Appr: TR2 BFYS: 2004 33

Rptg Cat: Site/Project: 0521RV00 302DC6C PE:

Amount: \$500.00



Deposit Information Credit: 11/03/2003

Process: 11/02/2003 Batch #: 253 Multiples: Item: 001

Transaction: 001 Check Amount: 2,300.00

Survey:

Production Information Pocket: 02

Cut: 016 Sequence: 179 Sorter: 08 Operator : OCONNOR Control #: 1085300300101

THE FACE OF THIS DOCUMENT HAS A MULTI-TONE BACKGROUND OCTOBER 28 JPMorgan Chase Bonk Bullalo, NY 14202 \$ ####2.300.00 U.S. Dollars <u>epa hazarnous substance superfund</u> \*\*\*\*\*\*\*2 • 300ANDOOCENTS Chemical Recovery Systems Superfund Site 5.Spill ID#0521 EPA Docket# V-W-03-C-750

001-\$2,300.00

0521, CHEMICAL RECOVERY

05 33 4TC001

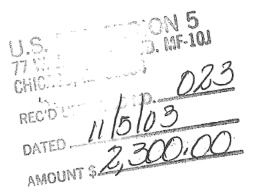
CASH OUT 68-20X8145.4 11-09-03 SMB

**OPEN** 

11/5/03

Please provide a BD Number. Thanks in advance

Ms. Harper





NORTHROP GRUMMAN

Northrop Grumman Corporation 1840 Century Park East Los Angeles, California 90067-2199

128:DFW:03-058

October 29, 2003

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

Subject: Chemical Recovery Systems Settlement U.S. EPA Docket # V-W-03-C-750

Please find enclosed a check for \$2,300.00 to the USEPA, Region 5 Superfund Accounting in the matter of the Chemical Recovery Systems, Inc., Superfund Site settlement for the Northrop Grumman Space and Mission Systems Corporation. The USEPA Docket number is V-W-03-C-750.

Please contact Gabriel Calvo at (703) 875-8340, if you have any questions or require any further information at this time. David F. Worg

Yours truly,

David F. Wong

Corporate Environmental Control Administrator Northrop Grumman Corporation

 $L_{\Delta_{A_{\alpha}}}$ 

Enclosure

Gabriel Calvo, Esq. - Northrop Grumman cc:

SCREEN: CRLT

USERID: SOQI

Date: 11-09-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

11-03-03

2004 **Budget FYS:** 

Appr: TR2

Tran Type:

28

Dep Number:

0504CD02333

**Document Total:** 

\$2,300.00

Accomplished Date:

11-03-03

Disb Office: CH05 CHECK NO.0217226717 REMITTER: NORTHROP GRUMMAN SPACE

Line Number: 004

Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

Budget Org: 05F

Site/Project: 0521RV00

33 Rptg Cat:

PE: 302DC6C

Amount: \$2,300.00



October 28, 2003

US Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

The enclosed FirstMerit Bank check #5041337092 dated October 24, 2003 in the amount of \$5,400.00 represents the De Minimis settlement by Administrative Order:

- For Ferriot Inc. (aka Ferriot Bros.)
   1000 Arlington Circle
   Akron, OH 44306
- Site Chemical Recovery Systems Superfund site in Elyria, OH
- EPA Region Site Spill ID No. 0521
- US EPA Docket No. V-W-03-C-750

By copy of this letter, notification is being made to Thomas C. Nash. If additional information is required, please phone me direct @ (330) 786-3031.

Sincerely,

George D. Grosso

V.P. Finance & Admin.

cc: Mr. Thomas C. Nash C-14J U.S. EPA Region 5 77 West Jackson Blvd. Chicago, IL 60604

> Mr. Dale Wilson, Attorney Joondeph & Bittel, LLP 50 South Main St. Suite #700 Akron, OH 44308

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-05-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-31-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD02233

**Document Total:** 

\$5,400.00

Disb Office: CH05

**Accomplished Date:** 

10-31-03

CHECK NO.5041337092

REMITTER: FERRIOT INC. (AKA FERRIOT BROS.)

Line Number: 006 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

**Tran Type: 28** 

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$5,400.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X Module: 13

Deposit Information Credit: 10/31/2003

Process: 10/31/2003 Batch #: 250 Multiples:

Item: 010 Transaction: 010

Check Amount: 4,400.00

Survey:

Production Information

Sorter: 10 Proket : 02 Cut: 014 Sequence: 066 Operator : BETANCOURT Control #: 1074000300101

EMERSON ELECTRIC CO. 8000 WEST FLORISSANT AVENUE. PO BOX 36910

ST LOUIS MO 63136 :

EPA HAZARDOUS SUBSTANCE SUPERFUND PAY TO THE US EPA REGION 5 SUPERFUND ACCOUNTING .

CHICAGO, IL 60673

ORDER OF

THEY FROM DARK TO LIGHT WITH DARKER AREAS BOTH TOP AND BOTTOM Check No.: 1200011152 Issue Date 10/28/03

Payable in US Dollars

AMOUNT 4,400.00

.. AUTHORIZED SIGNATURE ..

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT 68-20X8145.4 11-05-03 SMB

001-\$4,400.00

## OPEN

U.S. EPA RECION 5 77 W. James C. MF-10 CHICAGO, IL

11/3/03

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper



Stephen L. Clarke Senior Manager Environmental Affairs and Real Estate

Emerson Electric Co. 8000 W. Florissant Ave. St. Louis, MO 63105

T (314) 553 1953 F (314) 553 1365 E Steve.Clarke@emrsn.com

October 28, 2003

### By First Class Mail

U.S. EPA, Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

Re: Chemical Recovery Systems Site, Elyria, OH – EPA de minimis

Settlement

### Dear Sir or Madam:

I have enclosed with this letter a check in the amount of \$4,400 on behalf of Therm-O-Disc, Inc. in accordance with Paragraph 15 of the "*De minimis* Contributor Administrative order on Consent" for the Chemical Recovery Systems Site, Spill No. 0521, Docket No. V-W-03-C-750. Please contact Jeff Knight at Shaw Pittman (202.663.9152) if you have any questions regarding this matter.

Sincerely,

Stephen L. Clarke

Senior Manager Environmental Affairs and Real

Estate

cc:

Mark Vanek Jeff Knight

File

Chron

EMERSON ELECTRIC CO. 8000 WEST FLORISSANT AVENUE PO BOX 36910 ST LOUIS MO 63136



EPA HAZARDOUS SUBSTANCE SUPERFUND US EPA REGION 5 SUPERFUND ACCOUNTING PO BOX 70753 CHICAGO, IL 60673 1200011152: Check Number

10/28/03: Check Date

4,400.00 : Check Amount

US Dollars : Currency

110004655/CHICAGO: Supplier ID

FOR INQUIRIES CONTACT

314-553-1234

Date	Invoice Number	Description	Invoice Amount	Discount	Net Amount
10/27/03	31011425	See Description Below	4,400.00		4,400.0
10/27/03	(C2009) CHEMICA	L RECOVERY SYSTEMS SITE, RE	GION 5 NO 0521 V-W-	03-C-750 FOR THE	RM O DISC
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SCREEN: CRLT

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* **KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

DOC DATE:

10-31-03

Budget FYS: 2004

Appr: TR2

Tran Type:

28

Dep Number:

0504CD02233

**Document Total:** 

\$4,400.00

Disb Office: CH05

**Accomplished Date:** 

10-31-03

CHECK NO.1200011152

REMITTER: THERM-O-DISC, INC.

Line Number: 008 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

**BFYS: 2004** 

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat: 33

Amount: \$4,400.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X Module: 13

Deposit Information Credit: 10/31/2003

Process: 10/31/2003 Batch #: 251 Multiples: Transaction: 001 Item: 001

Check Amount: 2,300.00

Survey:

Production Information

Pocket: 02 Sorter: 15 Cut: 032 Sequence: 015

Operator: BROWN

Control #: 1114201300101

FOSECO METALLURGICAL INC.

PO Box 81227 Cleveland, OH 44181 (440) 826-4548



HECK IS VOID WITHOUT A BLUE & RED BACKGROUND AND AN ARTIFICIAL WATERMARK DONTHEIR ACK, HOUDS THAN AND DEFLICATION

CHECK NUMBER 00082148

CHECK DATE 10/24/03

CHECK AMOUNT \$\*\*\*\*\*2,300.00

NOT GOOD FOR MORE THAN \$10,000.00 UNLESS MANUALLY COUNTERSIGNED

PAY TWO THOUSAND THREE HUNDRED AND 00/100 \*\*\*\*\*

TO THE .. ORDER OF

Bank One, NA - 0710

68-20X8145.4

Chicago, Hancis Payable Through First USA Bank, NA

EPA HAZARDOUS SUBSTANCE SUPERFUND
US ENVIRONMENTAL PROTECTION AGENCY REG 5
SUPERFUND ACCOUNTING

PO BOX 70753 CHICAGO IL 60673

## 

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT

11-05-03 SMB

001-\$2,300.00

## OPEN

143/03

Sheila, Please provide a BD Number.

Thanks in advance

Ms. Harper

CHICAGO, IL

REC'D UNION

AMOUNT 3.

## PLEASE DETACH AND RETAIN BEFORE DEPOSITING



## FOSECO METALLURGICAL INC. PO BOX 81227 CLEVELAND, OH 44181

() 70753 8001 Vendor No.- 504838 Check No.- 00082148 Check Date - 10/24/03

Stub 1 of 1

INV	DICE D	ATE	DESCRIPTION	AMOUNT	DISCOUNT	NET AMOUNT
	30		HAZ. SUBSTANCE SUPERFUND	2,300.00	•	2,300.00
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Oct. 27, 2003



Foseco Metallurgical Inc. 20200 Sheldon Road Cleveland Ohio 44142-1380 USA Telephone 440-826-4548 Facsimile 440-243-7658

US EPA Region 5 Superfund accounting PO Box 70753 Chicago, Illinois 60673

Subject: Chemical Recovery Systems, site spill ID 0521, settlement

Dear Sir/Ms,

I have enclosed \$2,300.00 as the final settlement, as specified in the attached CERCLA section 122 g 4 de minimis contributor administrative order of consent, US EPA docket number V-W-'03-C-750. This payment is made for Foseco Metallurgical Incorporated. Our corporate headquarters are located at 20200 Sheldon Road, Cleveland, Ohio 44142.

Sincerely,

Frank Simcic

Thomas C. Nash C-14J U.S. EPA Region 5 77 West Jackson Blvd Chicago, IL 60604

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-05-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* **KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

DOC DATE:

10-31-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD02233

**Document Total:** 

\$2,300.00

Disb Office: CH05

**Accomplished Date:** 

10-31-03

CHECK NO.00082148

REMITTER: FOSECO METALLURGICAL

Line Number: 007 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat: 33

Amount: \$2,300.00



Lockbox Information

Company :ENVIRONMENTAL PROTECTION AGENCY (CHICAGO

Lockbox :0070753

Site :X Module: 13

Deposit Information Credit: 10/30/2003

Process: 10/30/2003

Batch #: 248 Multiples: Item: 001 Transaction: 001

Check Amount: 11,600.00

Survey:

Production Information
Sorter: 10 Pocket: 02 Cut: 022 Sequence: 090

Operator: AKINYELURE Control #: 3063108300101

CHEMICAL BANK

AND TRUST COMPANY

74-1001/724

185263

PAY TO THE ORDER OF EPA Hazardous Substance Superfund

Midland, Mich. October 15, 2003

CHEMICAL 11.600dol's00cts

DOLLARS

John a. Reisner

CASHIER'S CHECK
RE: Chemical Recovery System Site
EPA Region 5, Site Spill ID Number 0521
Docket No. V-W-03-C-750

0521, CHEMICAL RECOVERY

05 33 4TC001

CASH OUT

68-20X8145.4

10-31-03 SMB

001-\$11,600.00

## OPEN

10/31/03

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper

U.S. EPA REGION 5 77 W. JACKER SAND. MF-10J CHICAGO, A. CONSA



DOW CORNING

Legal Fax (989) 496-5849 Patent Fax (989) 496-6354 Litigation Fax (989) 496-8543



October 27, 2003

Via Certified Mail

U.S. Environmental Protection Agency Region 5 Superfund Accounting PO Box 70753 Chicago, Illinois 60673

Re:

Chemical Recovery Site

EPA Hazardous Substance Superfund Claim # 0516060

Attn: Superfund Accounting

Pursuant to the Consent Order authorizing Dow Corning Corporation to settle that portion of the EPA Claim (claim #0516060) pertaining to the CRS Site, please find enclosed a check made payable to "EPA Hazardous Substance Superfund" in the amount of Eleven Thousand Six Hundred USD (\$11,600.00).

Sincerely,

Jeanne D. Dodd

Associate General Counsel

Law Department *Ph:* (989) 496-4980 *Fax:* (989) 496-8543

Email: j.d.dodd@dowcorning.com

Cc:

Thomas C. Nash C-14J U.S. EPA, Region 5 77 West Jackson Blvd. Chicago, IL 60604

SCREEN: CRLT

**USERID: SOQI** 

Date: 10-31-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* **KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

DOC DATE:

10-30-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD01933

Document Total:

\$11,600.00

Disb Office: CH05

**Accomplished Date:** 

10-30-03

CHECK NO. 185263

REMITTER: DOW CORNING CORP.

Line Number: 001 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

33

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

Amount: \$11,600.00



Lockbox Information
Company :ENVIRONMENTAL PROTEC
TION AGENCY (CHICAGO

Lockbox :0070753

Module: 13 Site :X

Deposit Information Credit: 10/30/2003

Process: 10/30/2003 Batch #: 249 Multiples:

Item: 001 Transaction: 001

Check Amount: 8,800.00

Survey:

Production Information
Sorter: 14 Pocket: Pocket: 02 Cut: 015 Sequence: 047

Operator : WHEELER

Control #: 2133206300101

CITIBANK DELAWARE

ONE PENN'S WAY NEW CASTLE, DE 19720 DRAWER: CITIBANK DELAWARE

EPA HAZARDOUS SUBSTANCE SUPERFUND 

EPA HAZARDOUS SUBSTANCE SUPERFUND

CYTEC INDUSTRIES INC FIVE GARRET MOUNTAIN PLAZA

ATTN: GARY P KAWKA CB 6846-230CT03

62-20/311

40386

DOLLARS 🐧 🔄

10/28/2003

\$ \*\*8,800.00

0521, CHEMICAL RECOVERY 05 33 4TC001

CASH OUT

68-20X8145.4

10-31-03 SMB

**001-**\$8,800.00

## OPEN

10/31/03

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper

U.S. EPA REGION 5 77 W. JACKS 200 1019. MF-10J CHICAGO, IL OCCAR

VIIIDAIN DELAWAIL

DITE INHUDZI; DOCKELY-W-UJ-C-/4UJOB

10/28/2003

8,800.00

EPA HAZARDOUS SUBSTANCE SUPERFUND

Checks 2001

CB 6646-23OCT03

8,800.00

CITIBANK DELAWARE

EPA HAZARDOUS SUBSTANCE SUPERFUND

6945

40386 10/28/2003

8,800.00

Checks 2001

CB 6646-23OCT03

00.008,8

190324 (4/03)



CYTEC INDUSTRIES INC. Five Garret Mountain Plaza West Paterson, NJ 07424 Tel: (973) 357-3100

October 29, 2003

### VIA EXPRESS MAIL

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, Il 60673

Re:

Chemical Recovery Systems Superfund Site, Elyria Ohio

Site ID# 0521, Docket# V-W-03-C-750

First De Minimis Settlements by ACO

Dear USEPA:

Attached is a bank check in the settlement amount of \$8,800.00 on behalf of Cytec Olean (formerly CONAP, Inc.) a de minimis party at the Chemical Recovery Site.

Very truly yours,

Barbara Waibel

Paralegal

Enclosure

cc:

Thomas Nash, USEPA

T. Mesevage

SCREEN: CRLT

**USERID: SOQI** 

Date: 10-31-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-30-03

Budget FYS: 2004

Appr: TR2

Tran Type:

28

Dep Number:

0504CD01933

**Document Total:** 

\$8,800.00

Disb Office: CH05

**Accomplished Date:** 

10-30-03

CHECK NO. 40386

REMITTER: CYTEC OLEAN, INC.

Line Number: 002 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

33 Rptq Cat:

Amount: \$8,800.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Module: 13 Site :X

Deposit Information Credit: 10/30/2003

Process: 10/30/2003 Batch #: 249 Multiples: Item: 002 Transaction: 002

Check Amount : 2,500.00

Survey:

Production Information

Pocket: 02 Sorter: 14 Cut: 015 Sequence: 048

Operator: WHEELER

Control #: 2133206300101

Alcoa Inc. - NON PO Box 535119/PITTSBURGIL, PA 15253

JP MORGAN CHASE SYRACUSE NY 13206 "

\$2,500.00

EPA HAZARDOUS SUBSTANCE SUPERFUND ENVIRONMENTAL PROTECTION AGENCY REGION 5 ATTN SUPERFUND ACCOUNTING

P O BOX 70753

CHICAGO, IL 60673 United States

0521, CHEMICAL RECOVERY

05 33 4TC001

CASH OUT

68-20X8145.4

10-31-03 SMB

001-\$2,500.00

## OPEN

10/3/03

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper

U.S. EPA REGION 5

## LeBoeuf, Lamb, Greene & MacRae

L.L.P.

A LIMITED LIABILITY PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

NEWYORK
WASHINGTON, D.C.
ALBANY
BOSTON
DENVER
HARRISBURG
HARTFORD
HOUSTON
JACKSONVILLE
LOS ANGELES
NEWARK
PITTSBURGH
SALT LAKE CITY

SANFRANCISCO

ONE GATEWAY CENTER
420 FORT DUQUESNE BOULEVARD
SUITE 1600

PITTSBURGH, PA 15222-1437

(412) 594-2300

FACSIMILE: (412) 594-5237

E-MAIL ADDRESS:

WRITER'S DIRECT DIAL:

LONDON
(A LONDON-BASE D
MULTINATIONAL PARTNERSHIP)

PARIS

BRUSSELS

JOHANNESBURG
(PTY) LTD.

MOSCOW

RIYADH
(AFFILIATED OFFICE)

TASHKENT

BISHKEK

ALMATY

BEIJING

October 29, 2003

### **BY OVERNIGHT MAIL**

United States Environmental Protection Agency, Region 5 Attention: Superfund Accounting P.O. Box 70753 Chicago, IL, 60673

Re: Chemical Recovery Systems Superfund Site De Minimis SettlementPayment for Alcoa Building Products, Inc. (f/k/a Stolle Corporation)
(Reference Chemical Recovery Systems Site; Site Spill ID Number
0521; EPA Docket Number V-W-03-C-750)

Dear Madam/Sir:

Pursuant to the terms of the Chemical Recovery Systems Superfund Site De Minimis Administrative Order on Consent, please find enclosed a check in the amount of \$2,500.00 made payable to "EPA Hazardous Substance Superfund" as payment on behalf of our client Alcoa Building Products, Inc. (f/k/a Stolle Corporation), a party to the Administrative Order on Consent.

Thank you for your prompt attention to this matter. Please call me at (412)594-

2308 if you have any questions regarding the enclosed.

Sincerely,

Patricia A. Shaw

### Enclosure

cc: Thomas C. Nash, C-14J U.S. EPA, Region 5 77 West Jackson Blvd. Chicago, IL 60604

Date: 29-OCT-03	Check No 100019340		Organization OU ALCOA NON-OPERATING				
Vendor Number	3050099	Vendo	r EPA HAZARDOUS SUBSTAN	ICE SUPERFUND			
Invoice #	Description	-	PO Number	PO Release	Discount	Invoice Amount	
10-2003 Settlemen 28-OCT-03	ıt	al Recove	ery Site - Settlement Paymen		0.00	2,500.00	
Alcoa Building Products, Inc. (f/k/a Stolle Corp)  Total discounts					\$.00		
201 Isabella Street; Pittsburgh, PA 15212 Chemical Recovery Systems Superfund Site in Elyria; Ohio			Total paid amount		\$2,500.00		

If you have any questions concerning the remittance on this check, please call (412) 553-2360

EPA Region 5 Site Spill ID Number 0521

SCREEN: CRLT

**USERID: SOQI** 

Date: 10-31-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* **KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

DOC DATE:

10-30-03

2004 **Budget FYS:** 

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD01933

**Document Total:** 

\$2,500.00

Disb Office: CH05

**Accomplished Date:** 

10-30-03

CHECK NO. 100019340

REMITTER: ALCOA BUILDING PRODUCTS, INC.

Line Number: 003 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

**Budget Org: 05F** 

33

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

Amount: \$2,500.00



Lockbox Information
Company :ENVIRONMENTAL PROTEC

TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 10/31/2003

Process: 10/31/2003

Batch #: 250 Multiples:

Item: 006 Transaction: 006

Check Amount: 13,200.00

Survey:

Production Information Pocket: 02 Sorter: 10

Cut: 014 Sequence: 062

Operator : BETANCOURT Control #: 1074000300101

PAY

No. 505094506

93-541

DATE: OCTOBER 28, 2003

OFFICIAL CHECK Location: 2539356 Issued By Traveler's Express Compo Draveo Flys Interpana Bank Helma, N

oon

ORDER OF: EPA HAZARDOUS SUBSTANCE SUPERFUND

PURPOSE/REMITTER: CRS SUPERFUND SITE - SETTLEMENT

THIRTEEN THOUSAND TWO HUNDRED DOLLARS AND 00 CENTS

0521, CHEMICAL RECOVERY 05 33 4TC001

CASH OUT

68-20X8145.4

11-05-03 SMB

001-\$13,200.00

PURPOSE/REMITTER: CRS SUPERFUNI



OPEN

No. 505094506

93-541

DATE: OCTOBER 28, 2003

THIRTEEN THOUSAND TWO HUNDRED DOLLARS AND 00 CENTS

PAY

TO THE

ORDER OF: EPA HAZARDOUS SUBSTANCE SUPERFUND

Maytag Corporation on behalf of The Hoover Company,

101 E. Maple, North Canton, OH 44720. Chemical Recovery Systems, Inc.

Location: 2539356

Drawee First Interstate Bank Helena, MT

Site: Issued By Traveler's Express Company, Inc EPA Region: 5

Site SPill ID Number: 0521

EPA Docket No.: V-W-'03-C-750

Drawer: USBank 420

NON NEGOTIABLE

**AUTHORIZED SIGNATURE** 

U.S. EPA REGION 5 77 W. JACKSOM BLVD. MF-10J CHICAGO, IL COTOA

11/3/03

Sheila,

Please provide a BD Number. Thanks in advance

Ms. Harper



Maytag Corporation 403 West Fourth Street North P.O. Box 39 Newton, Iowa 50208-0039 Tel: 641-792-7000

October 28, 2003

## CERTIFIED MAIL/RETURN RECEIPT REQUESTED

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

Re: EPA Hazardous Substance Superfund

### TO WHOM IT MAY CONCERN:

Attached is a cashier's check in the amount of \$13,200 regarding the above-referenced matter. Listed below is the information requested at the time of payment:

45 · \_

- 1. <u>Name and Address of Party Making Payment</u>: Maytag Corporation on behalf of The Hoover Company, 101 East Maple, North Canton, Ohio 44720.
- 2. Site Name: Chemical Recovery Systems, Inc.
- 3. EPA Region: Region 5
- 4. <u>Site Spill ID Number</u>: 0521
- 5. EPA Docket Number for this Action: V-W-'03-C-750

If you have any questions, please give me a call.

ean & Stonner

Sincerely,

Dean F. Stonner

Associate General Counsel

Maytag Corporation

Telephone: 641-787-8577

Fax: 641-787-8102

e-mail: dstonner@maytag.com

DFS:jkp

Cc: Monica Satrape

Attachment: Cashier's check - \$13,200

G:\DEAN\Billing\EPA Hazardous Substance Superfund 10-28-03.doc

SCREEN: CRLT

USERID: SOQI Date: 11-05-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-31-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD02233

**Document Total:** 

\$13,200.00

Disb Office: CH05

**Accomplished Date:** 

10-31-03

CHECK NO. 505094509

REMITTER: HOOVER CAMPANY

Line Number: 003 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

**BFYS: 2004** 

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

33

PE: 302DC6C

Site/Project: 0521RV00

**Rptg Cat:** 

Amount: \$13,200.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 10/31/2003 Process: 10/31/2003 Batch #: 250 Multiples: Transaction: 004 Item : 004

Check Amount : 3,400.00

Survey:

Production Information

Sorter: 10 Pocket: 02 Cut: 014 Sequence: 060 Operator: BETANCOURT Control #: 1074000300101

CUMENT CONTAINS AND FRAUD FEATURES, FRAUDULENT REPRODUCTION WILL BE DETECTED.

Provident Bank CINCINNATI, OHIO OFFICIAL CHECK

194499817

THE SUM 34 POSPOSPOST

\*\*\*EPA Hazardous Substance Superfund\*\*\*

Remitter: Dorn Color, Inc.

Invoice#0521

EPA Dockett #VW03C750

October 27, 2003

\$\*\*\*\$3,400.00\*\*\*

Eaton Financial Center

950

0521, CHEMICAL 05 33 4TC001 CASH OUT 68-20X8145.4

11-05-03 SMB

001-\$3,400.00

# OPEN

11/3/03

Sheila, Please provide a BD Number.

Thanks in advance

Ms. Harper W.H.

AMOUNT \$ 3



**Lockbox Information** Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X Module: 13

Deposit Information Credit: 10/31/2003 Process: 10/31/2003

Batch #: 250 Multiples: Transaction: 005 Item: 005

Check Amount: 1,200.00

Survey:

Production Information Sorter: 10 Pocket: 02 Cut: 014 Sequence: 061

Operator: BETANCOURT Control #: 1074000300101

VAYNE COUNTY Remitter SOSCH REXROTH 28-0CT-03 🏿 Pay\_ \$\*\*1,200.00 EPA HAZARDOUS SUBSTANCE to the order of NATTONAL BANK \$1

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT

68-20X8145.4

11-05-03 SMB

001-\$1,200.00

## OPEN

4/3/03

Please provide a BD Number. Thanks in advance



Bosch Rexroth
Mobile Hydraulics Division
1700 Old Mansfield Road • Wooster, OH 44691
Tel: 330-263-3300 • Fax: 330-263-3333

Mailing Address: P.O. Box 394 • Wooster, OH 44691-0394

October 28, 2003

EPA Hazardous Substance Superfund U. S. Environmental Protection Agency Superfund Accounting P. O. Box 70753 Chicago, IL 60673

Re: Chemical Recovery Systems Superfund Site in Elyria Ohio DeMinimus Settlement by Administrative Consent Order

Please find enclosed payment in full for the amount of \$1,200 for the Chemical Recovery Systems, Superfund Site in Elyria, Ohio, Region 5, site spill ID# 0521, EPA docket # V-W-03-C-750. Bosch Rexroth Corporation understands that upon receipt of payment this matter is concluded and, will have no further liabilities or claims past or future from this site.

Sincerely,

Robert Warren

Plant Engineer, EHS\SEPR

**Bosch Rexroth Corporation** 

Mobile Hydraulics Group, Wooster Facility

1700 Old Mansfield Rd.

Wooster, Ohio 44691-0394

Phone: 330-263-3488

E-mail: robert.warren@boschrexroth-us.com

cc: Thomas C. Nash

SCREEN: CRLT

**USERID: SOQI** 

Date: 11-05-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* **KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

DOC DATE:

10-31-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD02233

**Document Total:** 

\$1,200.00

Disb Office: CH05

Accomplished Date: 10-31-03

CHECK NO. 327542 REMITTER: BOSCH REXROTH CORP.

Line Number: 004 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat: 33

Amount: \$1,200.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X Module: 13

Deposit Information Credit: 10/31/2003

Process: 10/31/2003 Batch #: 250 Multiples: Item: 008

Transaction: 008 Check Amount: 5,600.00

Survey:

Production Information
Sorter: 10 Pocket: 02 Cut: 014 Sequence: 064

Operator: BETANCOURT Control #: 1074000300101 Rockwell Automation

THIS IS WATERMARKED PAPER DOINGT ACCEPT/WITHOUT NOTING WATERMARK HOLD TO LIGHT TO VERIEV WATERMARK 007203

DATE PAID 10/28/03

\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

Exactly Five Thousand Six Hundred dollars and 00/100 cents

Pay to the Order of

EPA HAZARDOUS SUBSTANCE SUPERFUND

US EPA, REGION 5 PO BOX 70753

CHICAGO, IL 60673

5,600.00

0521, CHEMICAL RECOVERY

05 33 4TC001 CASH OUT

68-20X8145.4

11-05-03 SMB

001-\$5,6000.00

**OPEN** 

11/3/03

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper

U.S. EPA REGION 5 77 W. JADNESS TO MF-10J

Gary W. Ballesteros Asst. General Counsel for Environmental Affairs Office of the General Counsel

> 777 East Wisconsin Avenue, Suite 1400 Milwaukee, WI 53202 414.212.5280 Fax 414.212.5308 gwballesteros@corp.rockwell.com

#### Rockwell Automation

October 28, 2003

U.S. Environmental Protection Agency Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

Re:

Payment under Administrative Order on Consent V-W-'03-C-750

Chemical Recovery Systems, Inc. Site (Elyria, Ohio)

CERCLIS ID # OHD 057 001 810

Site Spill ID #0521

Dear Sir or Madam:

Please find enclosed Rockwell Automation's check in the amount of \$5,600.00 in full payment of the obligations of Rockwell International Corporation under the CERCLA Section 122(g) De Minimis Contributor Administrative Order on Consent Number V-W-'03-C-750, dated September 30, 2003 and pertaining to the Chemical Recovery Systems, Inc. Site in Elyria, Ohio; CERCLIS ID # OHD 057 001 810 and Site Spill ID #0521. If you need anything further, please contact me.

Very truly yours,

Gary W. Ballesteros

Assistant General Counsel

cc: Thomas C. Nash C-14J U.S. EPA, Region 5 77 West Jackson Blvd. Chicago, IL 60604

> Nancy Peterson Quarles & Brady 411 East Wisconsin Avenue Milwaukee, WI 53202-4497

World Headquarters 777 East Wisconsin Avenue, Suite 1400 Milwaukee, WI 53202

#### REMITTANCE ADVICE Detach before depositing

000006

017155

007203

P1

€a + 55 - 4					
Date	Your Invoice	Description	Amount	Cash Discount	Balance
09/30/03	CHEMICAL RECOVE RY, ELYRIA, OH	00005710	5,600.00	0.00	5,600.00
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			3,000.00	1	AUT 44 L 000 (06 (01)

AUT144-L-020 (06/01)

SCREEN: CRLT

USERID: SOQI Date: 11-05-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-31-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD02233

**Document Total:** 

\$5,600.00

Disb Office: CH05

**Accomplished Date:** 

10-31-03

CHECK NO. 007203 REMITTER: ROCKWELL INTERNATIONAL

Line Number: 001 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

**Budget Org: 05F** 

33

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

Amount: \$5,600.00



Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox:0070753

Site :X Module: 13

Deposit Information Credit: 10/31/2003

Process: 10/31/2003 Batch #: 250 Multiples:

Transaction: 007 Item: 007

Check Amount: 1,900.00

Survey:

Production Information

Pocket: 02 Sorter: 10 Cut: 014 Sequence: 063

Operator : BETANCOURT Control #: 1074000300101

OF THIS DOCUMENT HAS A MULTITONE BACKGROUND ON WHI OCTOBER 23 CHECK Pay to the order of EPA HAZARDOUS SUBSTANCE SUPERFUND \*\*\*\*1,900.00 U.S. Dollars 02 3691 (10-01) 601257090

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT 68-20X8145.4 11-05-03 SMB

001-\$1,900.00

### **OPEN**

11/3/03

Please provide a BD Number. Thanks in advance Ms. Harper U.S. EPA REGION 5 77 W. JACKSTM BLVD. MF-10J CHICAGO, IL CLEDA



#### **CERTIFIED MAIL**

October 24, 2003

United States Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

Re:

Chemical Recovery Systems Superfund Site in Elyria, Ohio

Docket No. V-W-03-C-750

#### Ladies and Gentlemen:

Enclosed is a JPMorgan Chase Bank cashier's check (#0657203544) in the amount of \$1,900.00 submitted by NPEC, Inc. in settlement of Eastman Kodak Company's ("Kodak") alleged liability at the Chemical Recovery Systems Superfund Site in Elyria, Ohio.

NPEC is a wholly owned subsidiary of Kodak and has responsibility for managing Kodak's environmental liabilities.

A copy of this letter and a copy of the check are being sent to Thomas C. Nash, USEPA Region 5, to notify him that payment has been made.

Very truly yours,

Sandra D. Lee

Sandra D. Lee

Enc. (check)

Copy to:

Joseph G. Gabriel, NPEC, Inc.

Thomas C. Nash, USEPA Region 5

Elliott Stern, Esq., Kodak



SCREEN: CRLT USERID: SOQI Date: 11-05-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-31-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD02233

**Document Total:** 

\$1,900.00

Disb Office: CH05

**Accomplished Date:** 

10-31-03

CHECK NO. 0657203544

REMITTER: EASTMAN KODAK COMPANY'S

Line Number: 002 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

**BFYS: 2004** 

Appr: TR2

**Tran Type: 28** 

**Budget Org: 05F** 

PF: 302DC6C

Site/Project: 0521RV00

Rptg Cat: 33

Amount: \$1,900.00



Lockbox Information
Company :ENVIRONMENTAL PROTEC
TION AGENCY (CHICAGO

Lockbox :0070753

Module: 13 Site :X

Deposit Information Credit: 10/28/2003 Process: 10/28/2003

Batch #: 243 Multiples: Item: 003 Transaction: 003

Check Amount : 11,500.00

Survey:

Production Information
Sorter: 14 Pocket: 02 Cut: 047 Sequence: 160

Operator : ASMITH

Control #: 1101109300101

THIS DOCUMENT HAS AN ARTHRICAL WATERMARK FRINTED ON THE BACK. THE FRONT OF THE DOCUMENT HAS A MILLION PRINT SIGNATURE LINE. ASSISTED OF THE TRAVILES WILL INDICATE A COPY.						
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NATIONAL BANK OF COMMITTEE	4872601656					
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0842	10 104 107					
ROBERTSON CECO CORP FKA H.H. ROBERTSON	10/24/03 60-35					
3539 Bluecutt Rd, Columbus MS 39705	519					
PAY TO THE FPA HAZARDOUS SUBSTANCE SUPERFUND	\$ 11,500.00					
ORDER OF BEH THE HELDING SUBSTANCE SUCCESSORY	11,000,00					
B ri There of Fire the dual Dellana And On Cantet						
Eleven Thousand Five Hundred Dollars And OO Cents*	DOLLARS					
Chemical Recovery Systems Superfund Site, EFA Region 5, the Site						
Spill I.D. No. 0521 and 59A Docket No. V-V-U3-C-750	a acathad Ball ach					
Chemical Recovery Systems Superfund Site, EFA Region 5, the Site Spill I.D. No. 0521 and EFA Docket No. V-W-03-C-750  OFFICIAL CHECK	MUMUM LAUGUM					
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R PAYABLE THROUGH	ex Kl. 12/1-ule hacke					
CHARLESTON, WV						
Nonresponsive						

0521, CHEMICAL RECOVERY

05 33 4TC001

CASH OUT

10-31-03 SMB 68-20X8145.4

001-\$11,500.00

# **OPEN**

10/30/03

Sheila, Please provide a BD Number. Thanks in advance

> Ms. Harper M.H.

#### THE **HEICO** COMPANIES, L.L.C.

5600 THREE FIRST NATIONAL PLAZA CHICAGO, ILLINOIS 60602

> TELEPHONE (312) 419-8220 FACSIMILE (312) 419-9417

October 27, 2003

U.S. Environmental Protection Agency Region 5 Superfund Accounting P.O. Box 70753 Chicago IL 60673

Whom It May Concern,

Enclosed please find cashier check # 4872601656 in the amount of \$11,500.00 for the following:

Remitter:

Robertson Ceco Corporation (f/k/a H.H. Robertson)

3539 Bluecutt Road, Columbus MS 39705

Site Name:

Chemical Recovery Systems Superfund Site

Region:

E.A. Roskovensky/ymg

EPA Region 5

Spill ID:

ID # 0521

Docket:

EPA Docket # V-W-03-C-750

Sincerely,

E.A. Roskovensky

President & CEO

EAR:ymg

Enclosure

cc:

Thomas C. Nash, U.S. EPA – Region 5 Todd Wiener, McDermott, Will & Emery

SCREEN: CRLT

**USERID: SOQI** 

Date: 10-31-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

**DOC DATE:** 

10-28-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD01833

**Document Total:** 

\$11,500.00

Disb Office: CH05

**Accomplished Date:** 

10-28-03

CHECK NO.4872601656 REMITTER: ROBERTSON CECO CORPORATION

Line Number: 001 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

**Rptg Cat:** 

33

Amount: \$11,500.00



Lockbox Information Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 10/28/2003

Process: 10/28/2003 Batch #: 242 Multiples: Transaction: 001 Item: 001

check Amount: 1,000.00

Survey:

Production Information

Sorter: 08 Cut: 026 Sequence: 134

Operator : NASHS

Control #: 3041201300101

FORM107347-0300 00100602

PNC Bank, National Association Pittsburgh, Pennsylvania 700

No. 5836971

OCTOBER 24, 2003

3574

Chemical Recovery Payto uno EPA HAZARDOUS SUBSTANCE SUPERFUND PER ENV. \$ Systems Site, EPA Region 5,

Site Spili No. BCCNZ, P.C. on behalf of Thomas Steel Strip Corporation 0521, Docket No. V-W-03-C-750

Cashier's Check

PNG Bank, National Association

Delamare Anoning Mul Warren, OH 44485

0521, CHEMICAL RECOVERY 05 33 4TC001

CASH OUT

10-31-03 SMB 68-20X8145.4

001-\$1,000.00

OPEN

10/30/03

Sheila,

Please provide a BD Number. Thanks in advance

> Ms. Harper Melf.

CHICAGO, IL GORDA



70753 3 357

### BABST | CALLAND | CLEMENTS | ZOMNIR A PROFESSIONAL CORPORATION

LINDSAY P. HOWARD Attorney at Law T 412,394,5444 Ihoward@bccz.com

October 24, 2003

Via Certified Mail Return Receipt Requested

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

Re: Thomas Steel Strip Corporation; Chemical Recovery Systems Site; EPA Region 5 Site Spill No. 0521; Docket No. V-W-03-C-750

To Whom It May Concern:

Enclosed is a cashier's check in the amount of \$1,000.00 representing payment on behalf of Thomas Steel Strip Corporation for its share of the above referenced de minimis settlement.

Sin/cerely,

Lindsay P. Howard

LPH/b Enclosure

cc: Thomas C. Nash, EPA Region V (w/enclosure) Eric D. Howland, TSSC (w/enclosure)

SCREEN: CRLT

USERID: SOQI

Date: 10-31-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-28-03

Budget FYS: 2004

Appr: TR2

Tran Type:

28

**Dep Number:** 

0504CD01833

**Document Total:** 

\$1,000.00

Disb Office: CH05

**Accomplished Date:** 

10-28-03

CHECK NO.5836971

REMITTER: THOMAS STEEL STRIP CORPORATION

Line Number: 003 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$1,000.00



Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 10/28/2003

Process: 10/28/2003 Batch #: 244 Multiples: Item: 001

Transaction: 001 Check Amount: 7,500.00

Survey:

Production Information

Pocket: 02 Sorter: 11 Cut: 032 Sequence: 100

Operator: WHEELER Control #: 2131007300101 THIS DOCUMENT CONTAINS ANTI-FRAUD FEATURES, FRAUDULENT REPRODUCTION WILL BE DETECTED.

BUFFALO, N.Y. 14240

OFFICIAL CHECK No. 5148723

10-4 220

Chemical Distributors, Inc.

DATE Oct.27,2003

PAY TO THE ORDER OF \*EPA Hazardous Substance Superfund \*

\$\_7,500.00

M# 1 PMK7.500 dolls 0.0 ots

Payment made by Chemical Distributors Inc.

80 Metcalfe Street, Buffalo, N.Y. 14206

Chemical Recovery Systems Superfund Site, U.S.EPA Region Site Spill ID No.0521 U.S.EPA Docket No.V-W-'03-C-750.

🔲 THE ORIGINAL DOCUMENT HAS A REFLECTIVE WATERMARK ON THE DACK. HOLD AT AN ANGLE TO VIEW WHEN CHECKING THE ENDORSEMENT. 🗔

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT 68-20X8145.4 10-31-03 SMB

001-\$7,500.00

OPEN

10/30/03

Sheila, Please provide a BD Number. Thanks in advance

> Ms. Harper Med!



N (1) 28)

October 27, 2003

In accordance with consent order Docket Number V-W-03-C-750 relating to the Chemical Recovery Systems site in Elyria, Ohio, find check payment from Chemical Distributors Inc. to U.S. Environmental Protection Agency, Region 5, amount \$7500.00

M. Gary Russell

SCREEN: CRLT

USERID: SOQI

Date: 10-31-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-28-03

**Budget FYS:** 

2004

Appr: TR2

**Tran Type:** 

28

**Dep Number:** 

0504CD01833

**Document Total:** 

\$7,500.00

Disb Office: CH05

**Accomplished Date:** 

10-28-03

CHECK NO.5148723 REMITTER: CHEMICAL DISTRIBUTORS, INC.

Line Number: 002 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat: 33

Amount: \$7,500.00



Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X Module: 13

Deposit Information Credit: 10/29/2003

Process: 10/29/2003

Batch #: 245 Multiples: Item: 001 Transaction: 001

Check Amount : 5,000.00

Survey:

Production Information

Pocket: 02 Sorter: 11 Cut: 009 Sequence: 068

Operator: YOUNGC

Control #: 3201409300101

тип бил получителя и активня и математик и получителя и FIRSTMERIT. 5149 0001 ATO0029 14:57 21470 10/27/2005 06 CSTX DATE GCT 27, 2003 1.C. FILTION 200 WEST WALNUT ST. (P.O. BOX 380) WADSWORTH, ONIO 44281 s \$445,000.00# FIVE THOUSAND COLLARS AND CO/100 epa kazardous substance superfind TO THE ORDER OF FOR CHEMICAL RECOVERY SYSTEMS SITE EPA REGION 5 TWO SIGNATURES REQUIRED OVER \$10,000 00

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT

68-20X8145.4

10-31-03 SMB

001-\$5,000.00

## OPEN

10/31/03

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper



THE UNDERSIGNED RESPONDENT enters into this Consent Order in the matter of Docket Number: <u>V-W-'03-C-750</u>, relating to the Chemical Recovery Systems Site in Elyria, Ohio.

FOR RESPONDENT: J.C. WHITLAM MANUFACTURING COMPANY [Name]

200 WEST WALNUT STREET WADSWORTH, OHIO 44281

[Address]

STEPHEN G. CAREY

[Name]

10/27/03

[Date]

SCREEN: CRLT

**USERID: SOQI** 

Date: 10-31-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-29-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD01933

**Document Total:** 

\$5,000.00

Disb Office: CH05

**Accomplished Date:** 

10-29-03

CHECK NO.4685659503 REMITTER: J.C. WHITLAM MANUFACTURING

Line Number: 001 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

**Budget Org: 05F** 

33

PF: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

Amount: \$5,000.00



Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox:0070753

Site :X

Module: 13

Deposit Information Credit: 10/29/2003

Process: 10/29/2003

Batch #: 247 Multiples: Transaction: 001 Item: 001

Check Amount: 9,000.00

Survey:

Production Information

Sorter: 11 Pocket: 02 Cut : 047 Sequence : 187

Operator : ASMITH

Control #: 1122204300101

TECHNICAL PRODUCTS, INC. 3500 RIDGE ROAD CLEVELAND, OHIO 44102

\*NINE THOUSAND AND XX / 100

DATE

U.S. BANK

AMOUNT

6677

10/23/03

\*\*\*\*\*9,000.00\*

1002-200 000

EPA HAZARDOUS SUBSTANCE

SUPERFUND

SHEATTFIFE AND SALEAU

0521, CHEMICAL RECOVERY

05 33 4TC001

CASH OUT

68-20X8145.4

10-31-03 SMB

001-\$9,000.00

TECHNICAL PRODUCTS, INC.

Inv. Date

Invoice

10/23/2003

ID# 0521

Invoice Amt

9,000.00

Discount

0.00

6677

Amt. Paid 9,000.00

SITE NAME: CHEMICAL RECOVERY SYSTEMS

EPA REGION - REGION 5

SITE SPILL ID#0521

EPA DOCKET#V-W-03-C-750

DATE: 10/23/03

EPA HAZARDOUS SUBSTANCE

9,000.00

10/31/03

Sheila,

Please provide a BD Number.

Thanks in advance

Ms. Harper Mill.

AMOUNT

SCREEN: CRLT

USERID: SOQI Date: 10-31-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

**DOC DATE:** 

10-29-03

**Budget FYS:** 

2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD01933

**Document Total:** 

\$9,000.00

Disb Office: CH05

**Accomplished Date:** 

10-29-03

CHECK NO. 6677 REMITTER: TECHNICAL PRODUCTS, INC.

Line Number: 002 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat: 33

Amount: \$9,000.00



Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site:X

Module: 13

Deposit Information Credit: 10/29/2003

Process: 10/29/2003 Batch #: 247 Multiples: Item: 004 Transaction: 004

Check Amount: 15,100.00

Survey:

Production Information

Pocket: 02 Sorter: 11 Cut: 047 Sequence: 190

Operator : ASMITH

Control #: 1122204300101

医毛囊类神经性神经纤维 精肠 植物 化加热 KeyBank National Association, Page 10232003 EPA HAZARDOUS SUBSTANCE SUPERFUND \*\*\*\*15,100.00 \*\*\*Fifteen Thousand One Hundred and 00/100\*\*\* MEMO BUD INDUSTRIES, INC. 4605 E. 25545 ST., WILLOUGHRY, OH 44074

Institut Dy Interpreted Preparent Topismen Too. Englewood, Coticula Stre Normal Engineeric Encountry Systems Line, ELYRA, OH

Keythank haveral Association, Dentwin, Colorado ERA TOCCKET 4V-W-03-C-750 Sp.L. 16 to 0521

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0521, CHEMICAL RECOVERY

05 33 4TC001

CASH OUT

68-20X8145.4

10-31-03 SMB

**001-**\$15,100.00

We have to pay \$15,100 by October 30 using Cashie Certified Check.

Check should be made payable to:

"EPA Hazardous Substance Superfund"

OPEN

Check should also include the follwing reference information

Bud Industries, Inc.

4605 East 355th Street, Willoughby, OH 44094

Site Name: Chemical Recovery Systems Site, Elyria, Ohio

U.S. EPA Region 5

Continue->

Spill ID Number: 0521

EPA docket number: V-W-03-C-750

10/3/103

Sheila,

Please provide a BD Number.

Thanks in advance

U.S. EPA REGION 5 CHICAGO. M.

SCREEN: CRLT

**USERID: SOQI** 

Date: 10-31-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-29-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD01933

**Document Total:** 

\$15,100.00

Disb Office: CH05

**Accomplished Date:** 

10-29-03

CHECK NO. 972309023 REMITTER: BUD INDUSTRIES, INC.

Line Number: 003 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

**Budget Org: 05F** 

33

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

Amount: \$15,100.00



Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox:0070753

Site :X Module: 13

Deposit Information Credit: 10/24/2003

Process: 10/24/2003 Batch #: 234 Multiples: Item: 001

Transaction: 001 Check Amount: 3,700.00

Survey:

Production Information

Sorter: 38 Pocket: 02 Cut: 006 Sequence: 014

Operator : KINGD

Control #: 2216497200101

BANKEONE. BANK ONE, NA

Pay To The

68-20X8145.4

Order Of

THE FACE OF THIS DOCUMENT HAS A BLUE GRADUATING THAT (BLUE-WHITE-BLUE) BACKGROUND ON WHITE PAPER OFFICIAL CHECK

065969260

10720/03

US CHEMICAL & PLASTICS 600 NOVA DR,SE - MASSILLON,OH 44646

CONTROL OF THE PROPERTY OF THE

EPA HAZARDOUS SUBSTANCE SUPERFUND

USEPA REGION 5 P.O. BOX 70753

CHICAGO, IL 60673

\*\*3,700.00**\***\* (1) 70753

MEMO: CHEMICAL RECOVERY SYSTEMS (crs) SUPERFUND SITE

EPA REGION 5, SITE SPILL ID# 0521, DOCKET # v-w-03-cm 500

THE BACK OF THIS DOCUMENT CONTAINS A REFLECTIVE SECURITY MARKS HOLD AT AN ANGLETO VIEW.

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT

10-30-03 SMB

001-\$3,700.00

OPEN

10/29/03

Sheila,

Please provide a BD Number. Thanks in advance

Ms. Harper

U.S. EPA REGION 5 77 W. JACKSON BOVD, MF-10J CHICAGO, IL 60004





#### Souire, Sanders & Dempsey L.L.P.

1300 Huntington Center 41 South High Street Columbus, Ohio 43215-6197

Office: +1.614.365.2700 Fax: +1.614.365.2499

Direct Dial: +1.614.365.2783 vatriano@ssd.com

October 22, 2003

#### VIA U.S. EXPRESS MAIL

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

Re: In the Matter of: Chemical Recovery Systems, Inc.

U.S. EPA Docket No. V-W-03-C-750 (Adm. Order on Consent), Spill ID No. 0521

De Minimis Settlement Payment by U.S. Chemical & Plastics

Dear Sir or Madam:

Pursuant to Paragraph 17 of the above-referenced Administrative Order on Consent (AOC) dated September 30, 2003, enclosed please find the settlement payment of Respondent U.S. Chemical & Plastics (USC) in the form of a cashier's check payable to "EPA Hazardous Substance Superfund" for the amount of THREE THOUSAND SEVEN HUNDRED AND 00/100 DOLLARS (\$3,700.00).

By copy of this letter, USC hereby provides notice that this settlement payment has been made in accordance with Paragraph 18 of the AOC to Thomas C. Nash of U.S. EPA, Region 5.

Thank you for your assistance in this matter.

Very truly yours

Vincent Atriano

#### Enclosure

Copy: Thomas C. Nash C-14J (via U.S. Express Mail w/copy of encl.)
U.S. Environmental Protection Agency, Region 5
77 West Jackson Boulevard
Chicago, IL 60604

SCREEN: CRLT

**USERID: SOQI** 

Date: 10-30-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-24-03

Budget FYS: 2004

Appr: TR2

Tran Type:

28

**Dep Number:** 

0504CD01633

**Document Total:** 

\$3,700.00

Disb Office: CH05

**Accomplished Date:** 

10-24-03

CHECK NO. 065969260

REMITTER: U.S. CHEMICAL & PLASTICS

Line Number: 001 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

**Rptg Cat:** 

33

Amount: \$3,700.00



Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox:0070753

Site :X

Module: 13

Deposit Information Credit: 10/27/2003

Credit: 10/27/2003 Process: 10/27/2003 Batch #: 239 Multiples:

Transaction: 008 Item: 008

Check Amount : 2,900.00

Survey:

Production Information

Sorter: 37 Pocket: 02 Cut: 048 Sequence: 169

Operator : GARCIAJ

Control # : 2208293200101

FIRSTMERIT.

THE DECEMBER HAS AN APPRICAL MATIENTEES PROVIDED THE BACK.
THE TENET OF THE LOCAL THAT MICROFINENT MACHINEL HAS A NOT BOOMER \$35810 - CO.
ADMINISTRATION OF THE MICROFILE A CITY OF THE A CITY OF THE ACTION OF THE

5359 0001 6737408 11:00 35010 10/20/2003 00 09:0 10-1003169 10:00 00:00 0

604 Madison Ave. Wooster, OH 44691

DATE COT 22, 2005

22-1670 960

TO TESSEED HIRE HEICKED BELLASS AND CO/100

\$\$\$2,900**.0**0%

TO THE CADEA OF \_\_\_\_\_EFA HAZ

EFA HAZAREGIS BULSTANTE STEFARIND

SHE: CHEMICAL RECOVERY SYSTEMS BY ELYTIA.

EPA REGICH V SPILL ID (6521)

EPA DOCKET: V W 03 C 750

CASHIER'S CHECK

TWO SIGNATURES REQUIRED OVER \$10,000.00

#### Nonresponsive

0521,CHEMICAL RECOVERY 05 33 4TC001

CASH OUT 68-20X8145.4

10-30-03 SMB

001-\$2,900.00

## OPEN

U.S. EDA REGION 5 77 W. JACKECCH SAVD. MF-10J CHICAGO, IL 65504

REC'D UNDER SE NO. 017

AMOUNT \$ 2,900.00

19/03

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper

### THE WOOSTER BRUSH COMPANY

Painting America for Over 150 Years

Sent Via Certified Mail October 21, 2003

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P. O. Box 70753 Chicago, IL 60673

RE: Chemical Recovery Systems Inc., Elyria, Ohio EPA Region 5 I.D. Number 0521 EPA Docket Number V W 03 C 750

In accordance with the Administrative Order on Consent, executed by the Superfund Division Director for Region 5, and forwarded by your letter of September 30, 2003, to our attorney, Mr. Ralph Amiet, we are enclosing a FirstMerit Bank cashier's check for \$2,900 for The Wooster Brush Company's De Minimis settlement payment.

Also enclosed is the signed Consent Order form that is page 14 of the above document.

Thank you for your consideration in this matter.

Very truly yours,

THE WOOSTER BRUSH COMPANY

Allan K. Rodd

President and Treasurer

AKR:cmb Enc.

c: Ralph Amiet – Buckingham, Doolittle & Burroughs Thomas C. Nash, C-14J – U.S. EPA, Region 5 77 West Jackson Boulevard Chicago, IL 60604 THE UNDERSIGNED RESPONDENT enters into this Consent Order in the matter of Docket Number: <u>V-W-'03-C-750</u>, relating to the Chemical Recovery Systems Site in Elyria, Ohio.

FOR RESPONDENT: The Wooster Beish Company
[Name]

Post Office Box 6010 604 MAdison Avenue WOOSTER, Ohio 44691-6010

[Address]

Mame]
Hesident and Tresserver

SCREEN: CRLT

**USERID: SOQI** 

Date: 10-30-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-27-03

2004 **Budget FYS:** 

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD01733

**Document Total:** 

\$2,900.00

Disb Office: CH05

Accomplished Date: 10-27-03

CHECK NO.4101538862 REMITTER: THE WOOSTER BRUSH COMPANY

Line Number: 00: Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

**Budget Org: 05F** 

33

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

Amount: \$2,900.00



Lockbox Information Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox:0070753

Site :X Module: 13

Deposit Information Credit: 10/27/2003

Process: 10/26/2003

Batch #: 238 Multiples: Transaction: 001 Item: 001

Check Amount: 3,500.00

Survey:

Production Information
Sorter: 15 Pocket: 02

Cut: 018 Sequence: 161

Operator : FAMANAS Control #: 1158399200101 Office AU #

11-24 1210(8)

I WELLS FARGO & COMPANY ISSUER 420 MONTGOMERY STREET SAIFFRANCISCO, CA 94163 PAYABLE AT WELLS FARGO BANK MINKES FOR INQURIES CALL (480) 394-3122

OFFICIAL CHECK

0994401239

Operator I D.: muln3691

68-20X8145.4

\*\*\*EPA HAZARDOUS SUBSTANCE SUPERFUND\*\*\*
\*\*\*REMITTER: 3M COMPANIES\*\*\* PAY TO THE ORDER OF

\*\*\*Three thousand five hundred dollars and no cents\*\*\*

October 24, 2003

Chemical Recovery SysstemsSite Docket: V-W-03-C-750

Site Spill ID 0521

\*\*\$3.500.00\*\*

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT

10-30-03 SMB

001-\$3,500.00

## OPEN

10/29/03

Sheila, Please provide a BD Number.

Thanks in advance

Ms. Harper

→ M. H·

DATED 10/28/03

Office of General Counsel 3M Company

3M Center PO Box 33428 St. Paul, MN 55133-3428

October 24, 2003





VIA EXPRESS MAIL EL 585379188US

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P. O. Box 70753 Chicago, Illinois 60673

Re: Chemical Recovery Systems Site Docket No. V-W-03-C-750 Site Spill ID 0521

#### Gentlemen:

Enclosed please find Cashier's check #0994401239 in the amount of \$3,500. This check covers full payment of 3M's share in the referenced site settlement and in accordance with payment terms of the Administrative Consent Order.

Yours truly,

Linda Henrich Senior Assistant

Enclosure

cc w/attachment:

Thomas C. Nash C-14J U.S. EPA, Region 5 77 West Jackson Blvd. Chicago, IL 60604

N. K. Peterson, Esq. - Quarles & Brady

P. M. Halbakken - 3M

SCREEN: CRLT

**USERID: SOQI** 

Date: 10-30-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-27-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD01733

**Document Total:** 

\$3,500.00

Disb Office: CH05

**Accomplished Date:** 

10-27-03

CHECK NO. 0994401239

REMITTER: 3M COMPANIES

Line Number: 007 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

**Tran Type: 28** 

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$3,500.00



Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 10/27/2003

Process: 10/26/2003 Batch #: 238 Multiples:

Transaction: 003

Check Amount: 6,800.00

Survey:

Production Information

Sorter: 15 Pocket: 02 Cut: 018 Sequence: 163

Operator: FAMANAS

Control #: 1158399200101

**OFFICIAL CHECK** 

THE FACE OF THIS DOCUMENT HAS A BILDE GRADUATING TINT (BLUE, WHITE-BILDE) BACKGROUND ON WHITE PAPER

490668964

EPA Region 5

Site Spill ID Number 0521 EPA Docket Number V-W-03-C-750

10-23-2003

Hazardous Substance Superfund

Site Name: Chemical Recovery Systems,

THE BACK OF THIS DOCUMENT CONTAINS A REFLECTIVE SECURITY MAR

Elyria, Ohio

Purchaser Bucyrus International, Inc. 1100 Milwaukee Ave, So. Milwaukee, WI 53172

SOCIAL CHORAGE AND MANUFACTURE PROPERTY CONTRACTOR STATES TO CONDAIN (NEW YORK STATES) BUSINES, N.Y.

6,800.00

0521,CHEMICAL RECOVERY 05 33 4TC001 CASH OUT

68-20X8145.4

10-30-03 SMB

001-\$6,800.00

OPEN

10/29/03

Sheila,

Please provide a BD Number. Thanks in advance

Ms. Harper

### WHYTE HIRSCHBOECK DUDEK S.C.



Jennifer Drury Buzecky 414-274-3904 jbuzecky@whdlaw.com

October 24, 2003

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

Re: Chemical Recovery Systems Site, Elyria, Ohio

EPA Region 5

Site Spill ID No. 0521

EPA Docket No. V-W-03-C-750 CERCLIS No. OHD057001810

To Whom It May Concern:

Enclosed is Bucyrus International Inc.'s check for \$6,800 pursuant to the CERCLA Section 122(g)(4) De Minimis Contributor Administrative Order on Consent, U.S. EPA Docket No. VW-03-C-750.

Should you have any questions, please contact me.

Very truly yours,

Jennifer Drury Buzecky

JDB/pmc

Encl.

cc:

Lynne Day

Tom Nash, EPA Region 5

MKE/885535.1

SCREEN: CRLT

USERID: SOQI

Date: 10-30-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-27-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD01733

**Document Total:** 

\$6,800.00

Disb Office: CH05

**Accomplished Date:** 

10-27-03

CHECK NO. 49066864 REMITTER: BUCYRUS INTERNATIONAL, INC

Line Number: 006 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$6,800.00



Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X Module : 13

Deposit Information Credit: 10/27/2003

Credit: 10/27/2003
Process: 10/27/2003
Batch #: 239 Multiples:
Transaction: 005 Item: 005

Check Amount : 2,400.00

Survey:

Production Information

Sorter: 37 Pocket: 02 Cut: 048 Sequence: 166

Operator : GARCIAJ

Control #: 2208293200101

Pay to the order of STANZARDOUS SUBSTANCE SUPERFUND STANZARDOUS SUBSTANZARDOUS SUBSTANZAR

Nonresponsive

0521 CHEMICAL RECOVERY

05 33 4TC001

CASH OUT

68-20X8145.4 10-30-03 SMB

001-\$2,400.00

**OPEN** 

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เอโรดโอร

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper

U.S. OLON 5 77 W. O. MF-10J CHICACO, A. O. 77 REC'D UNID DO 10 017 DATED 10 128 103

SCREEN: CRLT

USERID: SOQI Date: 10-30-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* **KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

DOC DATE:

10-27-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD01733

**Document Total:** 

\$2,400.00

Disb Office: CH05

**Accomplished Date:** 

10-27-03

CHECK NO. 969600863 REMITTER: AMERICAN GREETINGS

Line Number: 005 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$2,400.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox:0070753

Module: 13 Site :X

Deposit Information

Credit: 10/27/2003 Process: 10/27/2003 Batch #: 239 Multiples:

Item : 006 Transaction: 006

Check Amount : 10,300.00

Survey:

Production Information
Sorter: 37 Pocket: 02

Cut: 048 Sequence: 167 Operator: GARCIAJ

Control #: 2208293200101

INTERNATIONAL (A) PAPER

Paying Agent for International Paper and Designated Subsidiaries MEMPHIS SHARED SERVICE CENTER

P.O. BOX 286 MEMPHIS, TN 38101

PAY: TEN THOUSAND THREE HUNDRED DOLLARS AND OD CENTS

EPA HAZARDOUS SUBSTANCE SUPERFUND CHEM RECOVERY SYSTEMS SUPERFUND PO BOX 70753 CHICAGO; IL. 60673, UNITED STATES

60-160/433

10/17/2003

CHECK NUMBER 1802961080

\*\*\*\*\*\*\*\*\*\$10300.00

0521, CHEMICAL RECOVERY 05 33 4TC001

CASH OUT

68-20X8145.4

10-30-03 SMB

001-\$10,300.00

OPEN

10/29/03

Sheila,

Please provide a BD Number.

Thanks in advance

Ms. Harper

SCREEN: CRLT

USERID: SOQI

Date: 10-30-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-27-03

2004 **Budget FYS:** 

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD01733

**Document Total:** 

\$10,300.00

Disb Office: CH05

**Accomplished Date:** 

10-27-03

CHECK NO. 1802961080 REMITTER: INTERNATIONAL PAPER

Line Number: 00.4 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$10,300.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X Module: 13

Deposit Information Credit: 10/27/2003

Process: 10/26/2003

Batch #: 237 Multiples:

Transaction: 001 Item: 001

Check Amount: 5,200.00

Survey:

Production Information Sorter: 38 Pocket: 02

Cut: 009 Sequence: 127 Operator : NASHS

Control #: 3018095200101

THE FACE OF THIS DOCUMENT HAS A BLUE GRADUATING TINT (BLUE WHITE BLUE) BACKGROUND ON WHITE PAPER OFFICIAL CHECK

972867429

\$5200.00

Remitter

MARCONI Communications (Lorain Date 10/22/03 Products)

1122 F. Street Productions (Lorannia of 44052

BANKE ONE 5.20000'8000'8

Pay To The Order Of

EPA Region: Site Name:

EPA HAZARDOUS SUBSTANCE SUPERFUND

Chemical Recovery Systems Inc. Sub-

Site Spill ID No: 0521 EPA Docket No. V-W-'03-C-750 76 THE BACK OF THIS DOCUMENT CONTAINS A REFLECTIVE SECURITY MARK.

0521, CHEMICAL RECOVERY 05 33 4TC001

CASH OUT

68-20X8145.4

10-30-03 SMB

001-\$5,200.00

**OPEN** 

10/29/03

Sheila,

Please provide a BD Number. Thanks in advance

Ms. Harper

SCREEN: CRLT

**USERID: SOQI** 

Date: 10-30-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-27-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

**Dep Number:** 

0504CD01733

**Document Total:** 

\$5,200.00

Disb Office: CH05

**Accomplished Date:** 

10-27-03

CHECK NO. 972867429 REMITTER: MARCONI COMMUNICATIONS

Line Number: 00<sup>3</sup> Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

**Tran Type: 28** 

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

**Rptg Cat:** 

33

Amount: \$5,200.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 10/27/2003

Process: 10/27/2003 Batch #: 239 Multiples:

Transaction: 004 Item: 004

Check Amount: 1,900.00

Surve::::

Production Information Sorter: 37 Pocket: 02

Cut: 048 Sequence: 165 Operator : GARCIAJ

Control #: 2208293200101

No. 519151605

DATE: OCTONER 22, 2003

22.541

ONE THOUSAND NINE HUNDRED DOLLARS AND 00 CENTS

ORDER OF: "EPA HAZARDOUS SUBSTANCE SUPERFUND"

0521, CHEMICAL RECOVERY

PURPOSE/REMITTER: X

OFFICIAL CHECK Location: 2514907 Issued By Traveler's Express Compa

05 33 4TC001

CASH OUT 68-20X8145.4

PAY

TO THE

10-30-03 SMB

001-\$1,900.00

PURPOSE/REMITTER: X



OPEN

No. 519151605

93-541 920

OCTOBER 22, 2003 DATE:

ONE THOUSAND NINE HUNDRED DOLLARS AND 00 CENTS

PAY

TO THE ORDER OF:

Location: 2514907

Issued By Traveler's Express Company, Inc Drawee First Interstate Bank Helena, MT

"EPA HAZARDOUS SUBSTANCE SUPERFUND

Payment from:

Plas-Tanks Industries

39 Standen Drive Hamilton, OH 45015 Chemical Recovery Systems Si<u>te</u>

Ohio Docket No. V-W-03-C-750

Elyria, Ohio

Region 5

Site Spill ID Number: 0521

Drawer: USBank

420

NON NEGOTIABLE

AUTHORIZED SIGNATURE

10/29/03

Sheila, Please provide a BD Number. Thanks in advance

> Ms. Harper an.H.

77 W. JACKSOM -...D. MF-10J CHICAGO, IL 62934

REC'D UNDE

SCREEN: CRLT

**USERID: SOQI** 

Date: 10-30-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

**KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

DOC DATE:

10-27-03

Budget FYS: 2004

Appr: TR2

Tran Type:

28

Dep Number:

0504CD01733

**Document Total:** 

\$1,900.00

Disb Office: CH05

**Accomplished Date:** 

10-27-03

CHECK NO. 519151605 REMITTER: PLAS-TANKS INDUSTRIES

Line Number: 00 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

**Appr: TR2 Tran Type: 28** 

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptq Cat: 33

Amount: \$1,900.00



Lockbox Information
Company :ENVIRONMENTAL PROTEC
TION AGENCY (CHICAGO

Lockbox:0070753

Site :X

Module: 13

Deposit Information Credit: 10/27/2003

Process: 10/27/2003 Batch #: 239 Multiples: Item: 007

Transaction: 007 Check Amount: 6,500.00

Survey:

Cut: 048 Sequence: 168

Operator : GARCIAJ

Production Information Sorter: 37 Pocket:

Control #: 2208293200101

EPA Hazardous Substance Superfund\*\*\* た動物制 いて6.500 in 200et.c U.S. EPA Region 5 National City. Site Spill ID NO. 0521 U.S. EPA DOCKET NOV-W-03-C-750 The Ruscoe Company
485 Kenmore Blue
AKRON, OH 44301

0521, CHEMICAL RECOVERY

05 33 4TC001

CASH OUT

68-20X8145.4

10-30-03 SMB

001-\$6,500.00

## **OPEN**

10/29/03

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper JU.H.



## THE RUSCOE COMPANY

October 22, 2003

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, Illinois 60673

### Gentlemen:

Enclosed is cashier's check for \$6500.00 for payment by The Ruscoe Company, 485 Kenmore Blvd., Akron, Ohio 44301. Chemical Recovery Systems Superfund Sitye. U.S. EPA Region 5. Site Spill ID No. 0521. U.S. EPA Docket No. V-W-03-C-750

The Ruscoe Company accepted Settlement offer on February 7, 2003.

Sincerely,

Paul Michalec

President

cc: Thomas C. Nash

SCREEN: CRLT

USERID: SOQI

Date: 10-30-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* **KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

DOC DATE:

10-27-03

Budget FYS: 2004

Appr: TR2

Tran Type:

28

Dep Number:

0504CD01733

**Document Total:** 

\$6,500.00

Disb Office: CH05

**Accomplished Date:** 

10-27-03

CHECK NO. 569475677 REMITTER: THE RUSCOE COMPANY

Line Number: 001 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2 Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$6,500.00



Lockbox Information
Company :ENVIRONMENTAL PROTEC
TION AGENCY (CHICAGO

Lockbox :0070753

Module: 13 Site :X

Deposit Information Credit: 10/24/2003

Process: 10/24/2003 Batch #: 235 Multiples:

Item: 002 Transaction: 002

Check Amount: 1,800.00

Survey:

Production Information
Sorter: 08 Pocket: 02 Cut: 017 Sequence: 084

Operator : BROWN

Control #: 1077494200101

OFFICIAL CHECK 975613487 \*1,800.00\* PAY TO THE ORDER OF EPA HAZARDOUS SUBSTANCE SUPERFUND, Chemical Recovery Systems Site, Elyric, Ohio Region 5 - Site Sp. 11 TD Number of

0521, CHEMICAL RECOVERY 05 33 4TC001

CASH OUT

68-20X8145.4

10-30-03 SMB

001-\$1,800.00

## **OPEN**

10/29/03

Sheila,

Please provide a BD Number.

Thanks in advance

Ms. Harper

CHICAGO, IL 60504

## **BLACK McCUSKEY**

## SOUERS & ARBAUGH

Charles J. Tyburski Anthony E. Efremoff Robert I. Friedman Arnold R. Shifman Victor R. Marsh Daniel M. Jonas Randolph L. Snow Terrence P. Kessler James R. Strawn Joel K. Dayton Scott P. Sandrock Gust Callas Bruce M. Soares James P. Kamerer Karen S. Reiland Richard D. Dodez Mary E. Randall John J. Rambacher Thomas W. Connors Terrence L. Seeberger Robert E. Soles, Jr.

### A Legal Professional Association

1000 Unizan Plaza
220 Market Avenue South
Canton, Ohio 44702-2116
Phone 330-456-8341
Fax 330-456-5756
www.bmsa.com
info@bmsa.com

October 20, 2003

David M. Hanhart
C. Jason Deeds
Erick L. Bauer
Francis G. Centrone
Todd S. Bundy
Brian C. Cich
Gordon D. Woolbert, II
Brian R. Mertes
John L. Juergensen
Susan G. Rank
Kristin R. Zemis
Kevin C. Cox
Faith R. Dylewski
Daniel R. Griffith

Gene Barnhart Richard M. Hanhart Of Counsel

John D. Jolliffe Ronald K. Bennington Retired

U.S. Environmental Protection Agency, Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

RE:

Chemical Recovery System Site, Elyria, Ohio

Site Spill ID Number 0521 Docket No. V-W-03-C-750

Dear Sir or Madam:

Enclosed, on behalf of Harry Thomas (Adelphia, Inc.), please find the check in payment under the Consent Order, Schedule C, regarding the above-referenced site.

Sincerely,

Faith R. Dylewski

VRM/jal Enclosure(s)

cc: The

Thomas C. Nash C-14J U.S. EPA, Region 5

77 West Jackson Blvd.

Chicago, IL 60604

G-\vrm\Adelphia\USEPA-Superfund acctng check trans.doc\10/20/03\jal

Dover Office P.O. Box 2330 West Third & Walnut Dover, Ohio 44622-1200 Phone 330-364-6553 Fax 330-364-2739

SCREEN: CRLT

USERID: SOQI Date: 10-30-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

10-24-03

Budget FYS: 2004

Appr: TR2

**Tran Type:** 

28

Dep Number:

0504CD01633

**Document Total:** 

\$1,800.00

Disb Office: CH05

Accomplished Date:

10-24-03

CHECK NO. 975613487

REMITTER: ADELPHIA, INC.

Line Number: 00: 6 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

Tran Type: 28

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

Rptg Cat:

33

Amount: \$1,800.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 10/24/2003

Process: 10/24/2003

Batch #: 235 Multiples: Transaction: 003 Item: 003

Check Amount : 3,600.00

Survey:

Production Information
Sorter: 08 Pocket: 02

Cut: 017 Sequence: 085

Operator : BROWN

Control # : 1077494200101

REVISION NATIONAL ASSOCIATION

DATE 10202003

OFFICE DOCUMENT A SML MEET OF SML MEET O

Nonresponsive

0521, CHEMICAL RECOVERY

05 33 4TC001

CASH OUT

68-20X8145.4

10-30-03 SMB

001-\$3,600.00

## OPEN

10/29/03

Sheila,

Please provide a BD Number.

Thanks in advance

Ms. Harper

U.S. EPA REGION 5
77 W. JACKSON ENVO. MF-10
CHICAGO, IL GEGEN

REC'D UNDER DO NO OLO
DATED LO 28 10 3

AMOUNT \$ 3,600.00



October 20, 2003

## Certified, Return Receipt Requested

U.S. EPA, Region 5 Superfund Accounting P.O. Box 70753 Chicago, IL 60673

Re:

Chemical Recovery Systems Site in Elyria, Ohio

First *De Minimis* Settlements by Administrative Consent Order Region 5, Site Spill ID No. 0521, Docket No. V-W-03-C-750

### Ladies and Gentlemen:

Pursuant to William Muno's letter dated September 30, 2003, enclosed is certified check no. 838209238 in the amount of \$3,600 to cover settlement costs allocated to The Scott Fetzer Company (Quikut) per the Consent Order entered relative to the above-referenced site.

Very truly yours,

Patricia M. Scanlon

Vice President & General Counsel

TS/mg

Enclosure

SCREEN: CRLT

**USERID: SOQI** 

Date: 10-30-03

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\* **KEY IS TRANS CODE, CR NUMBER, LINE NUMBER** 

DOC DATE:

10-24-03

Budget FYS: 2004

Appr: TR2

Tran Type:

28

Dep Number:

0504CD01633

**Document Total:** 

\$3,600.00

Disb Office: CH05

**Accomplished Date:** 

10-24-03

CHECK NO. 838209238

REMITTER: SCOTT FETZ

Line Number: 00.5 Ref TC: BD Ref Number: 05 33 4TC001 Ref Line: 001

BFYS: 2004

Appr: TR2

**Tran Type: 28** 

**Budget Org: 05F** 

PE: 302DC6C

Site/Project: 0521RV00

**Rptg Cat:** 

33

Amount: \$3,600.00



Lockbox Information

Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 09/03/2003

Process: 09/03/2003
Batch #: 148 Multiples:
nsaction: 001 | Item: 001

Transaction: 001 Ite Check Amount: 155,930.10

Survey:

Production Information Sorter: 08 Pocket: 02

Cut: 009 Sequence: 190 Operator: BENGMAN

Operator : BENGMAN Control # : 1136043200101 THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND - NOT A WHITE BACKGROUN
THIS DOCUMENT HAS AN ANTHROAL WATERMARK PROVIDED ON THE BACK THE FRONT OF THE DOCUMENT HAS A MICRO-PRINT SCHARLING LARGE ASSECTE OF THESE TEATURES YOU. AND
CHARS.

(#) Huntington

Remitter Squire Sanders & Dempsey

Date Sept. 2, 2003

instruct 155930 wkloud

To The Order Of ● EPA Hazardous Substance Superfund

Chemical Recovery Systems, Inc., OH Account No. 05293T133B

Site No. 21

70753 Di

\$155,930.10

Augustud Signer

August

## Nonresponsive

0521, CHEMICAL RECOVERY 05 29 3T133B COST RECOVERY 20X8145.4 9-12-03 SMB

001-\$155,930.10



CLOSED

U.S. EPA REGION 5 77 W. JACKSON BLVD. MF-10J CHICAGO, IL 63634

REC'D UNDER CD NO. 233

DATED 9/5/03

AMOUNT \$ 155, 930.10

Sheila, Please provide a BD Number.

Thanks in advance
Ms.

Ms. Harper



## Financial Data Warehouse Document Review

hunual Berrer

Accounts Receivable Number starts with 05293T133B Sorted by A/R Number

A/R Number   Comments   Due Date   Age   Status   Billed Amt   Interest Amt   Admin Charge   Penalty Amt   Total Amt	Due Date A	\ge Status	Billed Amt	A/R Number   Comments   Due Date   Age   Status   Billed Amt   Interest Amt   Admin (	Admin Charge P	Charge Penalty Amt Total Amt Collected Amt V	Collected Amt
BD05293T133B AOC 08/31/03	08/31/03	9 13	\$155,930.10	\$0.00	\$0.00	\$0.00 \$0.00 \$155,930.10	\$0.00
Totals:			\$155,930.10	\$155,930.10 \$0.00	\$0.00	\$0.00 \$0.00 \$155,930.10 \$0.00	\$0.00

# Financial Data Warehouse Homepage EPA@Work Home | EPA Internet | Search | Comments

http://oasint.rtpnc.epa.gov/pls/neis/acct\_rec\_web.ar\_result This web page was last updated on 03/24/2003.

This data was last updated on 09/09/2003 12:05

This page coordinated by: Natasha McCann

Below is the Standard Query Language(SQL) used to find these documents. This SQL statement was built based on the conditions selected.

```
select a.trans_code, a.trans_no, a.doc_comments,
a.vendor_name, a.vendor_code, a.collected_due_date,
nvl(a.doc_closed_date, trunc(sysdate)) - a.collected_due_date as age,
from ifms_arht a, ifms_arlt 1,
                                                                                                               a.overdue_status_code,
a.overdue_status_code,
sum(decode(l.line_no, '997', 0, '998', 0, '999', 0, decode(l.trans_type, '25', 0,
'26', 0, '29', 0, '30', 0, '31', 0, '40', 0, '41', 0, '43', 0, '44', 0, l.document_amt,
sum(decode(l.line_no, '997', l.document_amt, '998', 0, '999', 0, decode(l.trans_type, '25', l.document_amt,
'29', l.document_amt, '30', l.document_amt, '31', l.document_amt, '40', l.document_amt,
'41', l.document_amt, '43', l.document_amt, '44', l.document_amt, '0)) interest_amt,
sum(decode(l.line_no, '998', l.document_amt, 0)) handling_amt,
sum(decode(l.line_no, '999', l.document_amt, 0)) penalty_amt,
                                                           a.writeoff_amt
           ifms_zdtx z, ifms_vend v
```

1 of 2



## Financial Data Warehouse Document Review

Document Summary: General Ledger Entries

Document: BD 05293T133B

SFO: AP05

Date: 07/31/03

Amount: \$155,930.10

Collected: \$0.00

Due From: SQUIRE, SANDERS & DEMPSEY

4900 SOCIETY CENTER

127 PUBLIC SQ. WCI STEEL INC.,

CLEVELAND, OH 441141304

Due Date: 08/31/03

Comments: AOC

Interest: \$0.00

Handling: \$0.00 Penalty: \$0.00

Writeoff: \$0.00

## Document Details:

001 \$155,930.10 \$0.00 \$0.00 \$0.00 1.470 26-SUPERFUND OVERSIGHT 20	Line Line Amt Collected Writeoff Closed Int Rate Reporting Category BFY Fund RPIO Org Prog
FUND OVERSIGHT 2003 HSCR 05 05F 50103E 0521BD00	Category BFY Fund RPIO Org Prog Job No BOC

## **Document Activity:**

1 of 2



Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X

Module: 13

Deposit Information Credit: 01/29/2004 Process: 01/29/2004

Batch #: 396 Multiples: Transaction: 005 Item: 005

Check Amount : 2,900.00

Survey:

Production Information

Sorter: 15 Pocket: 02 Cut: 003 Sequence: 016

Operator : DP37

Control #: 3238524000101

AN ROM COMPANY

3735 Green Road, Baachwood, OH 44122

FIRST NATIONAL BANK OF ASHLAND AN AFFILATE OF LATIONAL CITY BANK CLEVELAND, OHIO

000150657

DATE: 10/29/2003

PAY III TWO THOUSAND NINE HUNDRED USD and 00/100 \*\*\*\*

100660 Chemical Recovery Systems Inc. Superfund Site EPA HAZARDOUS SUBSTANCE SUPERFUND EPA Region 5

to The Order ELYRIA OH 44035 EPA Region 5 Site Spill ID#0521

THIS DOCUMENTHAS A GREEN BACKGROUND AND AS MULTATED WATERMARKONT HE BACK

\*\*\*\*\$2,900.00

## esponsive

0521, CHEMICAL RECOVERY 05 33 4TC001 CASH OUT

68-20X8145 🇳

12-18-03 SMB

001-\$2,900.00

## OPEN

24/04

Sheila, Please provide a BD Number. Thanks in advance

Ms. Harper

U.S. EPA REGION 5 77 W. JACKSON BLVD. MF-10J CHICAGO, IL 65604

SCREEN: CRLT

USERID: SOQI Date: 2-18-04

\*\*\* CASH RECEIPTS LINE INQUIRY TABLE \*\*\*

KEY IS TRANS CODE, CR NUMBER, LINE NUMBER

DOC DATE:

1-29-04

Budget FYS: 2004

Appr: TR2

Tran Type: 28

Dep Number:

0504CD06433

Document Total:

\$2,900.00

Disb Office: CH05

**Accomplished Date:** 

1-29-04

CHECK NO. 000150657 REMITTER: TREMCO

(MAMECO INTERNATION)

Line Number: 001 Ref TC: BD Ref Number: 05 33 4TC004 Ref Line: 001

BEYS: 2004

Appr: TR2 Tran Type: 28

Budget Org: 05F

PE: 302DC6C Site/Project: 0521RV00

Rptg Cat: 33

Amount: \$2,900.00



Lockbox Information Company :ENVIRONMENTAL PROTEC TION AGENCY (CHICAGO

Lockbox :0070753

Site :X Module: 13

Deposit Information Credit: 01/29/2004

Process: 01/29/2004 Batch #: 396 Multiples: Transaction: 005 Item: 005

Check Amount : 2,900.00

Survey:

Production Information

Pocket: 02 Sorter: 15 Cut: 003 Sequence: 016

Operator: DP37

Control #: 3238524000101

THIS DOOUMENT HAS A GREEN BACKGROUND AND AS MULATED WATERMARK ON THE BACK

000150657

DATE: 10/29/2003

PAY M TWO THOUSAND NINE HUNDRED USD and 00/100

100660 Chemical Recovery Systems Inc. Superfund Site EPA HAZARDOUS SUBSTANCE SUPERFUND EPA Region 5

3735 Green Road, Beachwood, OH 44122

17:77/1/04 ARPM Corpus

TO THE

ORDER

ELYRIA OH 44035

EPA Region 5 Site Spill ID#0521 \*\*\*\*\$2,900.00

sponsive

So. Sheela Darres Deposit Chemical Revovery Deposit

U.S. EPA REGION 5 77 W. JACKSON BLVD. MF-10J CHICAGO, IL 60004

REMITTANCE STATEMENT - TREMCO INC. 3735 GREEN RD. BEACHWOOD, OH 44122

100660

VENDOR NUMBER

PAID TO		DATE PAID	CHECK NO.	
	SUBSTANCE SUPERFUND	10/29/2003	000156	
OUR REFERENCE NUMBER	YOUR REFERENCE NUMBER	AMOUNT	DISCOUNT	NET AMOUNT
19143371	SETTLEMENT	2,900.00	0.00	2,900.00
10140071	Total	2,900.00	0.00	2,900.00
			·	
	·			
	·			



## McMAHON, DeGULIS, HOFFMANN & LOMBARDI

The Caxton Building | Suite 650 | 812 Huron Road | Cleveland, Ohio 44115-1126

216 621-1312 phone | 216 621-0577 fax

Extension 103 | degulis@mdhl.net

November 7, 2003

Via Overnight Mail U.S. Environmental Protection Agency Region 5 Superfund Accounting P.O. Box 70753 Chicago, Illinois 60673

> Re: Chemical Recovery Systems, Inc.

Elyria, Ohio

Dear Sir or Madam:

Enclosed is check number 000150657 totaling \$2,900.00, representing Mameco International's share of the Administrative Order on Consent. Should you have any questions regarding this payment, please call at your convenience.

Sincerely,

McMAHON, DeGULIS, HOFFMANN

& LOMBARDI LLP

GID: kmm

Mr. Thomas C. Nash cc:

E4:57 Hg E1 NOMED

## RECEIVED BY YOUR ALC ALL TRANSACTIONS SORTED BY ALC INCLUDES THIRD PARTY SUBMITTER DATA

Start Date 10/22/04

End Date 10/28/04

Originating ALC

**Customer ALC** 

Submitter ALC

**PAYMENT** 

68011002

68011005

Document Reference Number

Summary Amount

51400185

\$13,897.47

Accomplished Date

Accounting Date

Number of Detail(s)

Originator DO Symbol

10/27/2004

10/31/2004

X0514

**ALC Contact** 

Contact Phone

FRANK A BARONE

212-637-3443

Contact Email

BARONE.FRANK@EPAMAIL.EPA.GOV

Detail Number Receiver Treasury Account Symbol

Receiver DUNS+4

Sender Treasury Account Symbol

68-20x8145

Sender DUNS+4

Purchase Order Number

Invoice Number

ci

1

050205003

**Obligating Document Number** 

Requistion Number

Contract Number

**IPAC** 

CLIN

Jas Number

ACT(trace number)

Job (Project) Number

Pay Flag

Receiver Dept Code

F

68

Unit of Issue

Quantity

Unit Price

**Detail Amount** 

ea

\$13,897.47

\$13,897.47

**ACRN** 

Accounting Classification Code

FSN/AAA/ADSN

DOD Activity Address Code

**Transaction Contact** 

frank barone

Transaction Description

to transfer superfund payment from pfizer received by error at region ii -

chemical recovery system site

of 25

Report Requested by: Allene W. MAIII.

24 of 25

## RECEIVED BY YOUR ALC ALL TRANSACTIONS SORTED BY ALC INCLUDES THIRD PARTY SUBMITTER DATA Start Date 10/22/04 End Date 10/28/04

Sender Standard General Ledger (SGL) Information

SGL Category	Federal Flag	SGL Account	Amount
24C	F	5900	\$13,897.47 Debit
30C	F	1010	\$13,897.47 Credit

Sender SGL Comments

Receiver SGL Comments



Message:

## FACSIMILE REQUEST AND COVER SHEET

U.S. Environmental Protection Agency Region II 290 Broadway, 29th Floor New York, New York 10007-1866

TO: IRena	
OFFICE:	
PHONE:	
FAX:	
FROM: Frank BArone	
OFFICE: Financial Manage	ement Branch
PHONE: 212 6313493	
FAX: 212-637-3509	
DATE:	
SUBJECT:	
Number of Pages (including cover	sheet): Pages 4

ACCT NBR: 9108544

**RECVG TR: 043000261** 

IND NAME: 0007US ENVIRONMENTAL

INDIV ID: 140289889-DOLLAR AMT: \$13,897,47.

TRAN CODE: 22 - DEMAND CR DEPOSIT

COMP TRACE: 021200026608685

STANDARD ENTRY CLASS CODE: CTX

ADDENDA: YES NO OF ADDENDAS: 0007 MELL TRACE: 02120002

6608685

**AVAIL DATE: 10/25/04** 

EFF DATE 10/25/04 JUL DATE: 299

RLSD DATE: 10/25/04 AT: 1929

LOAD DATE: 10/25/04

FILE DATE/TIME/ID: 10/22/04 20:13 D

CUST NBR: 691000134

**ElectronicPaymts** 

BATCH CO NAME (PFIZER, INC.

BATCH CO ID: 9991000805 VENDOR

**PMT** 

ADDENDA TYPE: 05

FREE FORM (01-40): ISA\*00\*

\*00\*

\*12\*97347

FREE FORM (41-80): 07817 \*ZZ\*PFIZERINC \*041022\*142

PRIME SEO NUM: 0001 CORP SEQ NUM: 6608685

ADDENDA TYPE: 05

FREE FORM (01-40): 2\*U\*00401\*000002493\*0\*P\*>\GS\*RA\*97347078

FREE FORM (41-80): 17\*PFIZERINC\*20041022\*1422\*1256\*X\*004010 PRIME SEQ NUM: 0002

**CORP SEQ NUM: 6608685** 

**ADDENDA TYPE: 05** 

FREE FORM (01-40): \ST\*820\*028357290\BPR\*C\*13897.47\*C\*ACH\*C

FREE FORM (41-80): TX\*01\*053101561\*DA\*2079900125988\*9991000

PRIME SEO NUM: 0003

**CORP SEQ NUM: 6608685** 

ADDENDA TYPE: 05

FREE FORM (01-40): 805\*\*01\*043000261\*DA\*9108544\*20041025\TR

FREE FORM (41-80): N\*1\*140289889\REF\*BT\*14020041022\REF\*CK\*

PRIME SEO NUM: 0004

**CORP SEQ NUM: 6608685** 

ADDENDA TYPE: 05

FREE FORM (01-40): 140289889\DTM\*097\*20041022\N1\*PR\*PFIZER

FREE FORM (41-80): INC\*ZZ\*9991000805\N1\*PE\*US ENVIRONMENTAL

PRIME SEQ NUM: 0005 CORP SEQ NUM: 6608685

ADDENDA TYPE: 05

FREE FORM (01-40): PROTECTION AG\*ZZ\*9991000805\ENT\*1\RMR\*I FREE FORM (41-80): V\*10-21-04\*\*13897.47\*13897.47\DTM\*003\*20

PRIME SEQ NUM: 0006 CORP SEQ NUM: 6608685

ADDENDA TYPE: 05

FREE FORM (01-40): 041021\SE\*12\*028357290\GE\*1\*1256\IEA\*1\*0

FREE FORM (41-80): 00002493\
PRIME SEQ NUM: 0007
CORP SEQ NUM: 6608685



McKaveney Patricia W <mckaveney.pw@mell on.com>

10/26/2004 10:27 AM

To: John Ciorciari/R2/USEPA/US@EPA

cc: Frank Barone/R2/USEPA/US@EPA

Subject: ACH Credit

Hello,

Attached is the ACH detail and addenda records (7) for \$13,897.47. Have a good day!

<<epa 8544 ach 10-25-04.doc>>

Trish W. McKaveney
Officer GCM Client Support
(412) 234-5805 (Phone)
(412) 485-3915 (Fax)
E-mail; mckaveney.pw@mellon.com

Visit Mellon GCM at the AFP. Stop by our meeting rooms at the Hilton San Diego Gaslamp Quarter on November 8 and 9, from 8:00 a.m. to 5:00 p.m., for demonstrations and discussions about issues such as Check 21, the next generation of lockbox processing, the latest fraud controls, online liquidity management services and more.

To learn more or schedule a product demonstration, please contact your Mellon GCM representative or call 1 900 424-3004.

The Information provided in this e-mail is intended to bring you timely information bout Mellon Global Cash Management. If you do not want to receive promotional e-mails from Global Cash Management, please reply to this e-mail with "NO E-MAIL" in the subject line, call us at 1 800 424-3004 or send a written communication to Pat Gardner, Mellon Global Cash Management, Suite 154-1280, Mellon Client Service Center, 500 Rose Street, Pittsburgh, PA 15262-0001.

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If you are not the intended recipient please notify us immediately by returning the e-mail to the originator.(A)



epa 8544 ach 10-25-04.dc

## JOURNAL VOUCHER

## J.V. NO. <u>0504SV115</u> DATE <u>08/19/2004</u>

REFERENCE	EXPLANATION	DEBIT	CREDIT
REFERENCE 68-20X8145 0521, OH Chemical Recovery 05334TC001	This debt is uncollectible. Phillip Services Corp. filed for bankruptcy on June 03, 2003. EPA did not request that a proof of claim be filed before the December 1, 2003 bar date. Since the debt has been discharged, we are requesting a write-off.  See Attached.	13P9 \$21,800.00 1349 153.98	13P3 \$21,800.00 \$31P 13 49 153.98
		\$21,953.98	\$21,953.98

PREPARED BY: Irene Walanka

APPROVED BY:\_

TITLE: Financial Specialist

TITLE: Regional Comptroller

DATE: <u>08/19/2004</u>

DATE: 8/14-64

Nue 8/19/04 8/19/04

Q Q 8/19/04



## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

## REGION 5 77 WEST JACKSON BOULEVARD CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

August 18, 2004

SUBJECT:

Write-Off of \$21,800 Debt of Philip Services Corporation based on a Deminimis

Settlement Agreement at the Chemical Services Site (Site ID 05221); Account

Receivable 0533TC001

FROM:

Larry Kyte

Associate Regional Counsel

TO:

Cyprian Ejiassa

Regional Comptroller

This is to inform you that the debt in the above matter is unenforceable as a matter of law. On June 2, 2003, the debtor filed a voluntary petition for bankruptcy in the Bankruptcy Court for the Southern District of Texas. Attached is a copy of the petition.

Prior to filing the petition, Philip Services had signed a deminimis settlement agreement to resolve claims against it at the Chemical Services Corporation Site. Prior to executing the agreement, EPA provided a federal register notice of the settlement. This delayed sending notice to Philip that the agreement was executed by EPA and that payment was due on about November 10, 2003.

The Bankruptcy Court established a bar date for general unsecured claims of around December 1, 2003 for the filing of any claims against Philip Services. See the attached message to me from Alan Tennenbaum, a senior bankruptcy attorney at the U.S. Department of Justice. EPA did not request that a proof of claim be filed before that date for this debt and none was filed. Therefore, this debt is no longer enforceable and is discharged under bankruptcy law. For that reason the debt should be written off as unenforceable.

cc:

Thomas Nash Linda Nachowicz Leverett Nelson Anthony Audia Linda Haile

		•	
Form B1  UNITED STATES BANKRUPT  SOUTHERN DISTRICT OF		VOLUNTARY PETITION	
Name of Debtor (if individual, enter Last, First Middle): Philip Services Corporation	Name of Joint Debtor (Spouse) (La	<del>-</del>	
All Other Names used by the Debtor in the last 6 years (include married, maiden, and trade names):	maiden, and trade names):	Debtor in the last 6 years (include married,	
Soc. Sec./Tax I.D. No. (if more than one, state all): 98-0131394	Soc. Sec./Tax I.D. No. (if more than	an one, state all):	
Street Address of Debtor (No. & Street, City, State & Zip Code): 5151 San Felipe, Suite 1600 Houston, Texas 77056-3609	Street Address of Joint Debtor (No	o. & Street, City, State & Zip Code):	
County of Residence or of the Principal Place of Business: Harris County	County of Residence or of the Prin	ncipal Place of Business:	
Mailing Address of Debtor (if different from street address):	Mailing Address of Joint Debtor (if different from steet address):		
Location of Principal Assets of Business Debtor (if different from street add	tress above):		
Information Regarding the	Debtor (Check the Applica	ble Boxes)	
Venue (Check any applicable box)			
Debtor has been domiciled or has had a residence, principal place of this petition or for a longer part of such 180 days than in any oth	ier District.		
There is a bankruptcy case concerning debtor's affiliate, general pa	artner, or partnership pending in this I	District.	
Type of Debtor (Check all boxes that apply)	Chapter or Section of Ba	nnkruptcy Code Under Which the Petition is Filed (Check one box)	
Individual(s) Railroad			
Corporation     Stockbroker	Chapter 7	Chapter 11 Chapter 13	
Partnership Commodity Broker	Chapter 9	Chapter 12	
Sec. 304 – Case ancillary to foreign proceeding			
Nature of Debts (Check one box)		Filing Fee (Check one box)	
Consumer/Non-Business Business	Full filing Fee atta		
Consumer/Non-Business Business  Chapter 11 Small Business (Check all boxes that apply)	Filing Fee to be paid in installments (Applicable to individuals		
Debtor is a small business as defined in 11 U.S.C. § 101	Must attach signed that the debtor is u	Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006	
Debtor is and elects to be considered a small business under 11 U.S.C. § 1126(c) (Optional)	See Official Form	No. 3.	
Statistical/Administrative Information (Estimates only)		THIS SPACE IS FOR COURT USE ONLY	
Debtor estimates that funds will be available for distribution to un  Debtor estimates that, after any exempt property is excluded and a	administrative expenses		
paid, there will be no funds available for distribution to unsecured	1 creditors. 0-199 200-999 1000-over	•	

\$100 million

\$1,000,001 to \$10,000,001 to \$50,000,001 to \$10 million \$50 million

\$1,000,001 to \$10,000,001 to \$50,000,001 to

\$10 million \$50 million

Ø

More than \$100 million

Ø

More than

\$100 million

Ø

Estimated Assets

Estimated Debts

\$0 to \$50,000

\$0 to

\$50,000

**Estimated Number of Creditors** 

\$50,001 to \$100,000

\$50,001 to

\$100,000

\$100,001 to \$500,000

\$100,001 to \$500,000

\$500,001 to \$1 million

\$500,001 to

\$1 million

FORM B1, Page 2

Voluntary Patition	Name of Debtor(s):		
Voluntary Petition (This page must be completed and filed in every case)	Philip Services Corporation		
	Vears (if more than one, attach additional sheet)		
Prior Bankruptcy Case Filed Within Last 6 Y  Location  Where Filed: District of Delaware	Case Number: Date Filed: 99-02385 06/25/99		
Pending Bankruptcy Case Filed by any Spouse, Partner or A Name of Debtor: See Attached List	ffiliate of this Debtor (if more than one, a Case Number:	ttach additional sheet) Date Filed:	
District:	Relationship:	Judge:	
Signa Signature(s) of Debtor(s) (Individual/Joint)		ibit A	
I declare under penalty of perjury that the information provided in this petition is true and correct.  [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.  I request relief in accordance with the chapter of title 11, United States Code,	Exchange Act of 1934 and is requesting relief under chapter 11)  Exhibit A is attached and made a part of this petition		
specified in this petition.			
X	Exhibit B  (To be completed if debtor is an individual whose debts are primarily consumer debts)		
X	I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] [may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, and have explained the relief available		
Telephone Number (if not represented by attorney)	under each such chapter.		
Date:	Signature of Attorney for Debtor(s)	Date	
		ibit C	
Signature of Attorney  X /s/ John F. Higgins Signature of Attorney for Debtor(s)  John F. Higgins Printed Name of Attorney for Debtor(s)  Porter & Hedges, L.P. Firm Name	Does the debtor own or have pos- alleged to pose a threat of immin or safety?	session of any property that poses or is ent and identifiable harm to public health ed and made a part of this petition.	
700 Louisiana, 35 <sup>th</sup> Floor Address Houston,TX 77002	Signature of Non-Attorage I certify that I am a bankruptcy petition that I prepared this document for compedebtor with a copy of this document.	prney Petition Preparer preparer as defined in 11 U.S.C. § 110, ensation, and that I have provided the	
(713) 226-0600 Telephone Number	Printed Name of Bankruptcy Petition P	reparer	
<u>June 2, 2003</u> Date	Social Security Number		
Signature of Debtor (Corporation/Partnership)			
	Address		
I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.	Names and Social Security numbers of assisted in preparing this document:	all other individuals who prepared or	
The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.	If more than one person prepared this de conforming to the appropriate official f	ocument, attach additional sheets orm for each person.	
X /s/ Michael W. Ramirez Signature of Authorized Individual Michael W. Ramirez Printed Name of Authorized Individual Senior Vice President and Chief Financial Officer Title of Authorized Individual	Signature of Bankruptcy Petition I		
June 2, 2003 Date	A bankruptcy petition preparer's failure and the Federal Rules of Bankruptcy Primprisonment or both. 11 U.S.C. § 110	to comply with the provisions of title 11 rocedure may result in fines or ; 18 U.S.C. § 156.	



To "Tenenbaum, Alan (ENRD)"
<ATenenba@enrd.usdoj.gov>
Linda Haile/R5/USEPA/US@EPA, Thomas
Nash/R5/USEPA/US@EPA

bcc

Subject RE: Philip Services Corporation

Alan, thanks for the response. It provides us what we need to close this out.

This could have been a matter due to turn over in contacts at about this time. Also, payment was not due under the settlement until November 10, 2003, so we may not have focused on the need for filing a claim in the matter when any notification was made. Larry

NOTICE: This communication may contain privileged or other confidential information. If you are not the intended recipient, or believe you have received this communication in error, please delete the copy you received, and do not print, copy, re-transmit, disseminate or otherwise use the information. Thank you.

Larry Kyte

Phone: (312) 886-4245

"Tenenbaum, Alan (ENRD)" <ATenenba@enrd.usdoj.gov>



"Tenenbaum, Alan (ENRD)" <ATenenba@enrd.usdoj.gov

To

Subject RE: Philip Services Corporation

08/18/04 11:41 AM

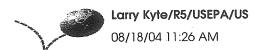
The Governments objected to the original bar date to which you refer. The Court then established a separate bar date for Governments of around 12/1/03. The bankruptcy contacts were notified, including Region 5. Please check with Rick Nagle to make sure there is no glitch in his notifying of personnel so that everyone who needs to know gets these notices. Thanks. Alan.

----Original Message----

From: Kyte.Larry@epamail.epa.gov [mailto:Kyte.Larry@epamail.epa.gov]

Sent: Wednesday, August 18, 2004 12:27 PM

To: atenenba@ENRD.usdoj.gov Cc: Nash.Thomas@epamail.epa.gov Subject: Philip Services Corporation



To

Subject Philip Services Corporation

Alan, I have a couple of questions regarding Philip Services Corporation affect on a debt related to a Superfund Site. As you know the Company entered into a CERCLA deminimis settlement agreement with EPA for the Chemical Services Corporation site before June 2, 2003 when it filed a voluntary Chapter 11 petition for bankruptcy. The Agreement was executed by EPA around the beginning of October 2003, but the company did not pay the \$21,800 owed under the Agreement.

I have checked the Bankruptcy Court Docket using PACER and did not see a bar date for general unsecured claims by the government. There is a July 23, 2003 Order setting September 23, 2003 as the bar date for filing Proofs of Claim against the debtors. However, there is an exclusion written onto the order by the Court's signature that "this order does not apply to government claims." There is also a Second Amended and Restated Joint Plan of Reorganization and a Confirmation Order for that Plan dated December 10, 2003. The plan provides for an effective date of December 21, 2003. The Plan requires that all Administrative Expense Claims not covered by previous bar dates be filed 30 days after the effective date. i.e., January 20, 2004? (A message from Helena Healy mentions that the bar date for administrative claims is January 30, 2004 so this may have changed)

I did not see in the Plan or Confirmation Order any bar date for general unsecured claims although the Order does provide (page 13) that on or after the effective date of the Plan except as expressly provided "all holders of Liens, Claims and Interest arising prior to the Effective Date shall be permanently barred and enjoined from asserting or continuing to assert a against the Debtors . . . any and all Caoims . . . . " From this I infer there may have been a bar date for general unsecured creditors. Perhaps I have missed it. Was there a bar date for government general unsecured creditors? Did we simply miss it?

If such a general bar date exists, we will close out this debt on our books as uncollectible. If such a date has not yet occurred, we still may decide not to pursue filing a claim because of the small amount involved here and close out the account. As EPA would be only a general unsecured creditor (Class 4) for this claim, and would get only a small percentage of its claim for this debt, the costs of pursuing it may not be worth it. (If we decide such, we may need to send a request to Maureen Katz for termination of collection activities as DOJ approved the settlement.)

Tom Nash sent Helena a message regarding this debt last January 20 before the bar date for administrative claims. We recognized that it would likely only be a general unsecured claim. However, in some instances HQ takes the laboring oar to consolidate a list of claims for you for purposes of efficiency. Should there be a significant number and amount of such claims, it might be worth the resources of filing a POC for them. I am aware that a Consolidated Claim was filed on EPA's behalf on December 1, 2003 and that included general unsecured claims. (A settlement agreement was filed on May 28, 2004 resolving those claims and an order approving the settlement was entered on August 15, 2004. The Settlement Agreement appears to address only the specific claims, however, due to the Consolidated filing on December 1, 2003, I suspect there was a bar date for filing which we may have overlooked due to the relatively close times for such a date and the date the payment on this debt was due.

A long e-mail, but I am inclined to think that we will close this matter out and we need a record to justify it. thanks for your help. Larry

Chemical Recovery 0521 Deminis Lespondont

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re:

§ 8

PHILIP SERVICES CORPORATION, et al.,

Jointly Administered Under

Case No. 03-37718-H2-11

Debtors.

(Chapter 11)

# STIPULATION AND AGREED ORDER PERMITTING UNITED STATES ON BEHALF OF U.S. E.P.A. TO FILE CONSOLIDATED CLAIMS UNDER ONE CASE NUMBER

Philip Services Corporation and its 43 affiliated debtors (collectively, the "Debtors") and the United States ("United States") on behalf of the United States Environmental Protection Agency ("EPA") have agreed that the United States will be permitted to file consolidated proofs of claim, which will be deemed to have been filed in each of the relevant Debtors' cases, for the reasons and on the terms and conditions set forth below:

### **RECITALS:**

A. On June 2, 2003, the Debtors filed voluntary petitions under Chapter 11 of Title 11, United States Code, 11 U.S.C. §§ 101 *et seq.* (the "Bankruptcy Code"). These cases are jointly administered under Case No. 03-37718-H2-11.

B. On July 28, 2003, the Court entered an order (the "Bar Date Order") fixing September 23, 2003, as the deadline for filing proofs of claim against the Debtors. The Bar Date Order and the notice of that order (the "Bar Date Notice") distributed by the Debtors require that a claimant specify the name and case number of the Debtor on the Proof of Claim Form. Pursuant to 11 U.S.C. § 509(b)(2), the deadline for government units to file proofs of claim against the Debtors is December 1, 2003.

behalf of EPA, and such amended proofs will be considered timely if filed with the Debtors' claims processing agent within one week of receiving notice of such disapproval.

5. Nothing in this Stipulation and Agreed Order shall be construed to apply in any way to any creditor or party in interest other than the United States on behalf of EPA.

THOMAS L. SANSONETTI
Assistant Attorney General
Environment and Natural Resources Division

ALAN TENENBAUM
DANIEL C. BECKHARD
Senior Counsels
Environmental Enforcement Section
Environment and Natural Resources Division
U.S. Department of Justice
P.O. Box 7611
Washington, DC 20044
(202) 514-5409

MICHAEL T. SHELBY
UNITED STATES ATTORNEY
JUDY A. ROBBINS
ASSISTANT UNITED STATES ATTORNEY
TBN: 16984550
Fed. Id. 3177
910 Travis, Suite 1500
P.O. Box 61129
Houston, TX 77005
(713) 567-9510
FAX (713) 718-3303

SO ORDERED this \_\_\_\_ day of \_\_\_\_ 2003.

THE HONORABLE WESLEY W. STEEN UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT Perpondent

SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re:

Jointly Admin. Under Case No. 03-37718-H2-11

Debtors.

PHILIP SERVICES CORPORATION, et al.

(Chapter 11)

ORDER GRANTING DEBTORS' EXPEDITED MOTION FOR ORDER: (1) FIXING TIME AND PLACE TO FILE PROOFS OF CLAIM; (2) APPROVING NOTICE OF CLAIMS BAR DATE; (3) APPROVING PROOF OF CLAIM FORM; AND (4) APPROVING FORM OF NOTICE OF COMMENCEMENT [Dock. No. 222]

Came on for consideration the Debtors' Motion for Order: (1) Fixing Time and Place to File Proofs of Claim; (2) Approving Notice of Claims Bar Date; (3) Approving Proof of Claim Form; and (4) Approving Form of Notice of Commencement (the "Motion"), filed by Philip Services Corporation, et al., debtors and debtors in possession in the above-captioned chapter 11 cases (collectively, the "Debtors" or "Philip"). After considering the Motion, the pleadings and other documents filed in these cases, and the arguments of counsel, the Court finds that the Motion is meritorious and should be granted. It is therefore:

ORDERED that September 23, 2003 at 4:30 p.m. Prevailing Eastern Time, be and hereby is established as the last day and time by which proofs of claim may be filed (the "Bar Date"); it is further

ORDERED that, except as otherwise set forth below, each person or entity who asserts a claim, as defined in Bankruptcy Code Section 101(5), against one or more of the Debtors that arose prior to the June 2, 2003 (the "Petition Date") and who is required by Fed. R. Bankr. P. 3003(c) to file a claim, must file an original, written proof of such claim that substantially conforms either to the form attached to this Order as Exhibit "A" or to Official Form No. 10; it is further

ORDERED that the following persons and entities are hereby exempted from filing a Proof of Claim on or before the Bar Date:

- (a) Any person or entity whose claim is listed by the Debtors on their Schedules and which claim is not listed as contingent, disputed or unliquidated;
- (b) Any person or entity that has already properly filed, with the Clerk of the Court, (i) a proof of claim against one or more of the Debtors, using a form which substantially conforms to the proof of claim form attached as Exhibit "A" to this Order or to Official Form No. 10;
- (c) Any person or entity having a claim allowable under Section 503(b) and 507(a)(1) of the Bankruptcy Code as an administrative expense of the Debtors' chapter 11 estates;
- (d) A Debtor having a claim against another Debtor;
- (e) Any direct or indirect non-debtor subsidiary of a Debtor having a claim against another Debtor; and
- (f) Any person or entity that holds a claim that has been allowed by an order of the Court entered on or before the Bar Date.

### it is further

ORDERED that any person or entity holding a claim that arises from the rejection of an executory contract or unexpired lease where the order authorizing such rejection is dated on or before the later of (i) the Bar Date or (ii) 30 days after entry of an order authorizing the rejection of such executory contract or unexpired lease, unless a different date for filing such a claim is specified in the applicable order; it is further

ORDERED that each proof of claim filed must (a) be written in English; (b) be denominated in United States dollars; (c) be in an amount calculated as of the Petition Date; and (d) conform substantially with the Proof of Claim Form attached to this Order as Exhibit "A" or to Official Form 10; it is further

ORDERED that on or before August 5, 2003, the Debtors with the assistance of their Claims Agent, will serve by first class United States mail the Notice of Entry of Bar Date Order Fixing Last

-	IN THE UNITED STATES I FOR THE SOUTHERN I HOUSTON	DISTRICT OF T		PROOF OF CLAIM CHAPTER 11
In re: Ph	ilip Services Corporation, e		o. 03-37718 (WWS) Administered)	Your Claim Is Scheduled As Follows.  Debtor  Allwaste Tank Cleaning, Inc. 03-37728
Name of Debtor Agair	st Which You Assert Your Claim:		Case Number:	
(See List of Names on	Reverse Side)		(See List on Reverse Side)	Classification. Unsecured Non-Priority Claim
Note: This form sho	ould not be used to make a claim	for an administrat	ive expense arising on or after	
administrative expen	cement of the Debtors' bankruptouse may be filed pursuant to 11 U	cy cases. A reques J.S.C. § 503.	t for payment of an	Scheduled Amount: \$200.00
A. Name of Creditor (T property):	he person or entity to whom the debtor	owes money or	Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach a copy of statement providing details	Disputed, Contingent, Unliquidated
			Check this box if you have never received any notices in this case	If an amount is identified above, you have a claim scheduled by the Debtor shown in the amount shown If you agree with the amount and classification of your claim as scheduled by the identified Debtor and
(Check box if): repl	itor, address and person to whom notice aces address above	ldress	Telephone Number	you have no other claims against any of the Debtors, you do not need to filed this proof of claim, EXCEPT AS FOLLOWS: If the amount shown is identified above or on the Schedules as DISPUTED, CONTINGENT OR UNLIQUIDATED, a proof of claim MUST be filed in order for you to be eligible to
1			Fax Number	receive any distribution on account of your claim. If you have already filed a proof of claim in accordance with the attached instructions, you do not need to refile your claim.
Account or Other Numb	er by Which Creditor Identifies Debtor	:	Tax Identification or Social Security Number.  Check here  replaces	ously filed claim, dated
1. Basis For Claim: Goods sold to debte Services performed Goods purchased fr Money loaned Personal mjury/prop Other	for debtor(s)  om debtor(s)  certy damage	Taxes Severance agreem Refund Real property leas Personal property Other contract	nent Wages, se Your Sc lease Unpaid	benefits as defined in 11 U S C § 1114(a) salaries and compensation (fill out below) coal Security No compensation for services performed to(date) (date)
2. Date Debt Was Incur	red:		3. If claim is based on a Court Jud	gment, Date Obtained:
4 Total amount of preper If all or part of your cla	\$sm is secured or entitled to priority, also c	omplete Item 5 or 6 beless in addition to the prin	ow cipal amount of the claim Attach an ite	emized statement of all interest or additional charges
Brief description of col Real Estate 1  Value of collateral \$  Amount of arrearage and cany.	Motor Vehicle	secured claim, if	filing of the bankruptcy petitive arriver—11 U S C § 507(a)(3)  Contributions to an employee!  Up to \$2,100 of deposits toward services for personal, family of Alimony, maintenance or suppoblid—11 U S.C § 507(a)(7)  Taxes or penalties of governing Other—specify applicable para	to the second se
this proof of claim  8. Supporting Documen itemized statements of perfection of lien DO the documents are volusupporting documents	of all payments on account of this claim his: Attach copies of supporting document. running accounts, contracts, court judgme NOT SEND ORIGINAL DOCUMENTS immous and the debtor has given its exprestore an acknowledgment of the film his proof of claim  Sign and print the name and title, if a claim (attach copy of power of attorn	s, such as promissory no ints, mortgages, security If such supporting doc ss written consent, you ing of your claim, enclos	otes, purchase orders, invoices, agreements and evidence of cuments are not available, explain. If may attach a summary in lieu of the e a stamped, self-addressed return	This Space Is For Court Use Only  EXHIBIT
	Print			

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to five years, or both. 18 U.S.C. §§ 152 and 3571.

#### **EXHIBIT "B"**

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re:

PHILIP SERVICES CORPORATION, et al.

Debtors.

S

Jointly Admin. Under Case No. 03-37718-H2-11

(Chapter 11)

# NOTICE OF ENTRY OF BAR DATE ORDER FIXING LAST DAY FOR FILING PROOFS OF CLAIM AGAINST THE DEBTORS

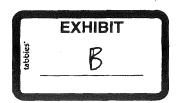
TO ALL PERSONS AND ENTITIES WITH CLAIMS AGAINST THE DEBTORS:

AS USED HEREIN, THE TERM "CLAIM" MEANS (A) RIGHT TO PAYMENT, WHETHER OR NOT SUCH RIGHT IS REDUCED TO JUDGMENT, LIQUIDATED, UNLIQUIDATED, FIXED, CONTINGENT, MATURED, UNMATURED, DISPUTED, UNDISPUTED, LEGAL, EQUITABLE, SECURED OR UNSECURED; OR (B) RIGHT TO AN EQUITABLE REMEDY FOR BREACH OF PERFORMANCE IF SUCH BREACH GIVES RISE TO A RIGHT TO PAYMENT, WHETHER OR NOT SUCH RIGHT TO AN EQUITABLE REMEDY IS REDUCED TO JUDGMENT, FIXED, CONTINGENT, MATURED, UNMATURED, DISPUTED, UNDISPUTED, SECURED OR UNSECURED.

ACTS OR OMISSIONS, IF ANY, OF THE DEBTORS THAT OCCURRED PRIOR TO THE PETITION DATE, INCLUDING THE DEBTORS' INDEMNITY AGREEMENTS, GUARANTEES, OR SERVICES PROVIDED TO OR RENDERED BY THE DEBTORS, MAY GIVE RISE TO CLAIMS AGAINST THE DEBTORS NOTWITHSTANDING THE FACT THAT SUCH CLAIMS (OR THE INJURIES ON WHICH THEY ARE BASED) MAY BE CONTINGENT OR MAY NOT HAVE OCCURRED, MATURED OR BECOME FIXED OR LIQUIDATED PRIOR TO SUCH DATE. THEREFORE, ANY CREDITOR HAVING A CLAIM OR POTENTIAL CLAIM AGAINST THE DEBTORS, NO MATTER HOW REMOTE OR CONTINGENT, MUST FILE A PROOF OF CLAIM ON OR BEFORE THE BAR DATE.

The following persons or entities are <u>not</u> required to file a proof of claim:

A. Any person or entity whose claim is listed by the Debtors on their Schedules and such claim is not listed as contingent, disputed or unliquidated



# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re:

\$ PHILIP SERVICES CORPORATION, et al.

Debtors.

\$ Jointly Admin. Under Case No. 03-37718-H2-11

\$ (Chapter 11)

### NOTICE OF COMMENCEMENT OF CHAPTER 11 BANKRUPTCY CASE, MEETING OF CREDITORS AND FIXING OF CERTAIN DATES

On June 2, 2003, the above-captioned debtors and debtors in possession in the above-captioned cases (collectively, the "Debtors") filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. § 101 et seq. (the "Bankruptcy Code"). Each Debtor, and its address, case number and federal tax identification number are as follows:

DEBTOR (Other names, if any, used by the Debtor in the last 6 years appear in brackets)	ADDRESS	CASE NO.	EID#
PHILIP SERVICES CORPORATION, a Delaware corporation	5151 San Felipe Houston, TX 77056-3609	03-37718-H2-11	98-0131394
21 <sup>S1</sup> CENTURY ENVIRONMENTAL MANAGEMENT, INC. OF NEVADA, a Nevada corporation	5151 San Felipe Houston, TX 77056-3609	03-37719-Н2-11	88-0315217
21 <sup>ST</sup> CENTURY ENVIRONMENTAL MANAGEMENT, INC. OF RHODE ISLAND, a Rhode Island corporation	5151 San Felipe Houston, TX 77056-3609	03-37726-H2-11	05-0476858
ACE/ALLWASTE ENVIRONMENTAL SERVICES OF INDIANA, INC., an Illinois corporation	5151 San Felipe Houston, TX 77056-3609	03-37727-H2-11	36-2999642
ALLWASTE TANK CLEANING, INC., a Georgia corporation	5151 San Felipe Houston, TX 77056-3609	03-37728-H2-11	58-1615191
ALLWORTH, INC., an Alabama corporation	5151 San Felipe Houston, TX 77056-3609	03-37729-H2-11	63-1059703
BURLINGTON ENVIRONMENTAL, INC., a Washington corporation	5151 San Felipe Houston, TX 77056-3609	03-37731-H2-11	91-0856173
CAPPCO TUBULAR PRODUCTS USA, INC., a Georgia corporation	5151 San Felipe Houston, TX 77056-3609	03-37733-H2-11	58-1647392
CHEM-FREIGHT, INC., an Ohio corporation	5151 San Felipe Houston, TX 77056-3609	03-37735-H2-11	34-1659465
CHEMICAL POLLUTION CONTROL, INC. OF FLORIDA – A 21 <sup>ST</sup> CENTURY ENVIRONMENTAL MANAGEMENT COMPANY, a Florida corporation	5151 San Felipe Houston, TX 77056-3609	03-37736-H2-11	65-0476480
CHEMICAL POLLUTION CONTROL, INC. OF NEW YORK  – A 21 <sup>ST</sup> CENTURY ENVIRONMENTAL MANAGEMENT COMPANY, a New York corporation	5151 San Felipe Houston, TX 77056-3609	03-37737-H2-11	11-3202344
CHEMICAL RECLAMATION SERVICES INC., a Texas corporation	5151 San Felipe Houston, TX 77056-3609	03-37738-H2-11	75-1730470
COUSINS WASTE CONTROL CORPORATION, an Ohio Corporation	5151 San Felipe Houston, TX 77056-3609	03-37739-H2-11	34-1852236
CYANOKEM INC., a Michigan corporation	5151 San Felipe Houston, TX 77056-3609	03-37740-H2-11	38-2263067
D&L, INC., a Pennsylvania corporation	5151 San Felipe Houston, TX 77056-3609	03-37742-H2-11	25-1538512
DELTA MAINTENANCE, INC., a Louisiana corporation [Delta Industrial Services, Inc.]	5151 San Felipe Houston, TX 77056-3609	03-37741-H2-11	72-0719253
INTERNATIONAL CATALYST, INC., a Nevada corporation  EXHIBIT	5151 San Felipe Houston, TX 77056-3609	03-37743-H2-11	72-0940971

DEBTOR (Other names, if any, used by the Debtor in the last 6 years appear in brackets)	ADDRESS	CASE NO.	EID#
REPUBLIC ENVIRONMENTAL RECYCLING (NEW JERSEY) INC., a New Jersey corporation	5151 San Felipe Houston, TX 77056-3609	03-37757-H2-11	22-2301518
REPUBLIC ENVIRONMENTAL SYSTEMS (PENNSYLVANIA) INC., a Pennsylvania corporation	5151 San Felipe Houston, TX 77056-3609	03-37758-H2-11	23-2146567
REPUBLIC ENVIRONMENTAL SYSTEMS (TRANSPORTATION GROUP) INC., a Pennsylvania corporation	5151 San Felipe Houston, TX 77056-3609	03-37760-H2-11	25-1509265
REPUBLIC ENVIRONMENTAL SYSTEMS (TECHNICAL SERVICES GROUP) INC., New Jersey corporation	5151 San Felipe Houston, TX 77056-3609	03-37761-H2-11	22-2713662
RESOURCE RECOVERY CORPORATION, a Washington corporation	5151 San Felipe Houston, TX 77056-3609	03-37762-H2-11	91-0856173
RHO-CHEM CORPORATION, a California corporation	5151 San Felipe Houston, TX 77056-3609	03-37763-H2-11	95-2139931
RMF GLOBAL, INC., an Ohio corporation	5151 San Felipe Houston, TX 77056-3609	03-37764-H2-11	52-2026970
RMF INDUSTRIAL CONTRACTING, INC., a Michigan corporation	5151 San Felipe Houston, TX 77056-3609	03-37765-H2-11	38-2736173
SERV-TECH EPC INC., a Louisiana corporation	5151 San Felipe Houston, TX 77056-3609	03-37766-Н2-11	72-1285495
SERV-TECH EPC SUBSIDIARY, INC., a Louisiana corporation	5151 San Felipe Houston, TX 77056-3609	03-37768-H2-11	72-0650854
SOLVENT RECOVERY CORPORATION, a Missouri corporation	5151 San Felipe Houston, TX 77056-3609	03-37769-Н2-11	43-1198595
THERMALKEM, INC., a Delaware corporation	5151 San Felipe Houston, TX 77056-3609	03-37770-Н2-11	23-2246990
TOTAL REFRACTORY SYSTEMS, INC., a Nevada corporation	5151 San Felipe Houston, TX 77056-3609	03-37772-H2-11	76-0109675

DATE, TIME AND LOCATION OF MEETING OF CREDITORS. August 26, 2003, at 10:00 a.m., Room 3401, at the Office of the United States Trustee, 515 Rusk Avenue, Houston, Texas 77002.

DEADLINE TO FILE A PROOF OF CLAIM. Notice of the deadline is being sent separately.

NAME, ADDRESS AND TELEPHONE NUMBER OF TRUSTEE. None appointed.

### COUNSEL FOR THE DEBTOR(S).

John F. Higgins James Matthew Vaughn Porter & Hedges, L.L.P. 700 Louisiana, Suite 3500 Houston, Texas 77002 Telephone: (713) 226-0600

Facsimile: (713) 226-0248

Peter D. Wolfson Sonnenschein Nath & Rosenthal 1221 Avenue of the Americas New York NY 10020 (212) 768-6700 (212) 768-6800 (Facsimile)

Robert E. Richards Monika J. Machen Sonnenschein Nath & Rosenthal 8000 Sears Tower Chicago, Illinois 60606 (312) 876-8000 (312) 876-7934 (Facsimile)

- and -

- and -

COMMENCEMENT OF CASES. Petition(s) for reorganization or consent under chapter 11 of the Bankruptcy Code have been filed in this Court by the Debtors listed above, and orders for relief have been entered. You will not receive notice of all documents filed in this case. All documents filed with the Court, including lists of the Debtors' property and debts, will be available for inspection at the Office of the Clerk of the Bankruptcy Court.



To Patricia Jeffries/R5/USEPA/US,

CC

bcc

Subject travel reimbursement

For trip to Louisville to take a deposition in the US v. Cinergy Litigation (deposition in Jeffersonville, IN)

Cab to Airport on 8/11/04 2pm \$27.00

Airline Tickets to and from Louisville 141.20 Sato Fee 28.50

Hotel for August 11th 69.00 Hotel Tax 9.63 Hotel Parking 12.00

Phone Call home 6.00 (i used my calling card...the hotel charged me 1.50 for access, but

the actual minutes charge will be on my home phone bill)

Hotel for August 12th 74.00 10.32

Thrifty Rental Car 84.60 Plus Gas for Rental Car 2.77

L from Airport to Office on morning of the 13th 1.75 Arrived at office on the 13th at 9am.

Receipts attached.

Gaylene Vasaturo (312) 886-1811

Chemical Becovery 5521 De Minimis Perpondent

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re: \$ \$ \$ PHILIP SERVICES CORPORATION, et al., \$ Jointly Admin. Under Case No. 03-37718-H2-11

Debtors. § (Chapter 11)

# ORDER APPROVING DEBTORS' MOTION FOR ORDER APPROVING POST CONFIRMATION STIPULATION WITH THE UNITED STATES ON BEHALF OF THE ENVIRONMENTAL PROTECTION AGENCY

[Docket No. \_\_]

Came on for consideration the Debtors' Motion For An Order Approving Post Confirmation Stipulation With The United States On Behalf Of The Environmental Protection Agency (the "Motion") filed by Philip Services Corp., et al. and it appearing that notice of the Motion was good and sufficient under the particular circumstances and that no other or further notice need be given; and it appearing that the Debtors and the Environmental Protection Agency have resolved the issues regarding claim number 5601 pursuant to the terms set forth in the Settlement Agreement filed with the Court on May 28, 2004 and found at docket entry number 2973; and upon the record herein; and after due deliberation thereon; and good and sufficient cause appearing therefore, it is hereby

### ORDERED, ADJUDGED AND DECREED THAT:

- (1) The Motion is granted.
- (2) The Settlement Agreement found at docket entry 2973 is hereby approved.

Dated: August 15, 2004

Honorable Wesley W. Steen United States Bankruptcy Judge

Wesley W. Steen

Clanical Recovery 0521 Deminimis Respond

# IN THE UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

IN RE:

PHILIP SERVICES CORPORATION, et al.,

Jointly Administered Under CASE NO. 03-37718-H2-11

Debtor.

### NOTICE OF LODGING OF PROPOSED SETTLEMENT AGREEMENT

The United States is lodging with the Court pending public comment a proposed Settlement Agreement attached hereto among the United States on behalf of U.S. EPA and Debtor Philip Services Corporation and its affiliated Debtors relating to certain liabilities under the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. §§ 9601 et seq.

In accordance with paragraph 15 of the Agreement, the United States requests that the Court not approve and enter the proposed Agreement at this time. Rather, notice of the lodging of the Agreement will be published in the Federal Register, following which the United States Department of Justice will receive public comments on the proposed Agreement. At the conclusion of the comment period, the United States will file with the Court any comments received, as well as responses to the comments, and at that time, if appropriate, file a Joinder to Debtors' Motion under Federal Rule of Bankruptcy Procedure 9019 requesting the Court to

#### OF COUNSEL:

THEODORE J. KIM
Office of Enforcement and
Compliance Assurance
U.S. Environmental Protection Agency
401 M Street, S.W.
Washington, D.C. 20460

## Certificate of Service

I hereby certify that a true and correct copy of the foregoing Notice of Lodging of Proposed Settlement Agreement was served on the parties set forth on the attached service list by first class mail or electronic mail on May 28, 2004.

/s/ Judy A. Robbins
Judy A. Robbins

Peter D. Wolfson, Esq. Sonnenschein Nath & Rosenthal LLP 1221 Avenue of the Americas New York, NY 10020

High River Limited Partnership Brown Rudnick Berlack Israels LLP One Financial Center Boston, MA 02111 Attn: Jeffrey L. Jonas, Esq.

Randall L. Klein, Esq. Goldberg, Kohn, Bell, Black, Rosenbloom & Mortiz, Ltd. 55 East Monroe Street, Suite 3700 Chicago, IL

Hector Duran
Office of the United States Trustee
Region VII
515 Rusk, Suite 3516
Houston, TX 77002

John F. Higgins Porter & Hedges, LLP 700 Louisiana, suite 3500 Houston, TX 77002

Jeffrey E. Spiers, Esq. Andrews & Kurth LLP 600 Travis, Suite 4200 Houston, TX 77002

Howard Beltzer, Esq. White & Chase LLP 1155 Avenue of the Americas New York, NY 10035

# IN THE UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

IN RE:

PHILIP SERVICES CORPORATION, et al., 
Solvential Jointly Administered Under 
CASE NO. 03-37718-H2-11

Debtor.

### SETTLEMENT AGREEMENT

WHEREAS, on June 2, 2003, Philip Services Corporation and its affiliated debtors, as debtors and debtors-in-possession (collectively, the "Debtors") filed voluntary petitions for relief under Chapter 11 of Title 11 of the United States Code, 11 U.S.C. § 101, et seq., as amended (the "Bankruptcy Code"), which cases have been jointly administered under Case No. 03-37718-H2-11;

WHEREAS, on or about December 1, 2003, the United States, on behalf of the Environmental Protection Agency (the "EPA"), filed a consolidated Proof of Claim against certain Debtors;

WHEREAS, the Proof of Claim asserts claims, pursuant to the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. § 9601 et seq., for unreimbursed environmental response costs incurred and paid or to be incurred and paid in the future by the United States with respect to certain Sites as set forth therein, as well as a claim for a stipulated penalty in connection with a Consent Agreement and Final Order entered into in EPA Docket No. RCRA-10-2001-0188, pursuant to Section 3008(a) and (g) of the Resource Conservation and Recovery Act, ("RCRA"), 42 U.S.C. § 6928 (a) and (g), (collectively the "EPA Claims");

substances, pollutants, and contaminants released from the parcel have migrated.

- E. "CERCLA" refers to the Comprehensive Environmental Response, Compensation, and Liability Act, as amended, 42 U.S.C. §§ 9601, et seq.
- F. "Consolidated Iron Site" shall mean the Consolidated Iron & Metal Superfund Site located in Newburgh, New York. The Site consists of a parcel of property located at the Foot of Washington Street in Newburgh, owned by Consolidated Iron & Metal Co., Inc., and formerly operated by, among others, Consolidated Iron & Metal Co., Inc., and all areas to which hazardous substances, pollutants, and contaminants released from the parcel have migrated.
- G. "Debtors" shall mean Philip Services Corporation and its affiliated debtors, which filed voluntary petitions for relief under Chapter 11 of the "Bankruptcy Code on June 2, 2003, as debtors or reorganized debtors.
- H. "EPA" shall mean the United States Environmental Protection Agency or any legal successor thereto.
- I. "EPA Claims" shall mean the claims asserted in a consolidated Proof of Claim filed on behalf of EPA against certain Debtors on or about December 1, 2003, pursuant to CERCLA for unreimbursed environmental response costs incurred or to be incurred in the future by the United States with respect to certain sites as set forth therein, as well as a claim for a stipulated penalty in connection with the Georgetown Facility CAFO.
- J. "Effective Date" shall mean the date on which this Settlement Agreement is approved by the Bankruptcy Court.
- K. "Georgetown Facility CAFO" shall mean the Consent Agreement and Final Order entered into in EPA Docket No. RCRA-10-2001-0188, pursuant to Section 3008(a) and (g)

Allowed Claim Site (name and location)		EPA Region	Amount of Allowed General Unsecured Claim
Consolidated Iron Site Newburgh, NY		2	\$2,851,930
Breslube-Penn Site Coraopolis, PA	, Marie	3	\$12,483,273
Spectron Site Elkton, MD	n jar	3	\$597,529
Modena Yard Site Chester County, PA	· •	3	\$135,858
Malone Services Site Texas City, TX		6	\$563,221
Casmalia Site Santa Barbara, CA		9	\$106,790

- 3. With respect to the Claim for Stipulated Penalties arising from the Georgetown Facility CAFO, the United States on behalf of EPA shall have an Allowed General Unsecured Claim of \$0. The United States reserves its rights with respect to the obligation of reorganized Debtors to comply with Georgetown Facility CAFO under Paragraph 11 of the Settlement Agreement and Consent Decree between EPA, the Washington State Department of Ecology, and Debtors, approved by the Bankruptcy Court on December 22, 2003.
- 4. Payment on the EPA Claims shall be made by Electronic Funds Transfer ("EFT" or wire transfer) to the U.S. Department of Justice lockbox bank, referencing Case No. 03-37718-H2-11 and DOJ File Number 90-11-3-06852/1, in accordance with instructions provided by the United States to the Debtors after execution of this Settlement Agreement. Any EFTs received at the U.S. D.O.J. lockbox bank after 11:00 A.M. (Eastern Time) will be credited on the next business day. The Debtors shall transmit written confirmation of such payments to the

proceeds on account of the Allowed Claim Sites to the United States. In the event that the relevant insurance policy covers claims, matters or sites in addition to one or more of the Allowed Claim Sites, the Debtors agree to allocate in writing any excess insurance proceeds on a fair and equitable basis among claims, matters or sites (whether or not an Allowed Claim Site) based upon all of the facts and circumstances, including but not limited to any defenses asserted by insurers, and with deference to any allocation by a court or in an approved settlement document. In determining the Debtors' cost of pursuing insurance proceeds for Allowed Claim Sites, the Debtors shall use the same percentage allocation of costs as is used in the Debtors' allocation of recovery of excess insurance proceeds attributed to Allowed Claim Sites. To the extent that excess insurance proceeds are allocable to sites other than the Allowed Claim Sites, no payment need be made to the United States from the excess insurance proceeds allocable to sites other than Allowed Claim Sites. The United States reserves the right to petition the Court for an adjustment of Debtors' allocation based upon all of the facts and circumstances. The payments required to be made under this subparagraph shall be in addition to the payments required to be made under Paragraph 2. However, under no circumstances, may the payments required to be made under this Paragraph, when combined with the consideration received for the Allowed Claim Sites under Paragraph 2, exceed the amount of the Allowed General Unsecured Claims for the Allowed Claim Sites under Paragraph 2 of this Settlement Agreement. In the event that the excess insurance proceeds sharing requirements of this subparagraph would otherwise result in such an exceedance, the Debtors shall retain the additional amount of excess insurance proceeds necessary to avoid such an exceedance. With respect to any payments received by the United States under this subparagraph, the United States shall credit accounts for

- treatment, storage, or disposal of waste material at or in connection with any Allowed Claim Site, after the Effective Date;
- (iii) liability for damages for injury to, destruction of, or loss of natural resources, and for the costs of any natural resource damage assessments;
- (iv) criminal liability; and
- (v) claims for any site other than the Allowed Claim Sites or for recovery of a stipulated penalty with respect to Paragraph 19.a.(iii) of the Georgetown Facility CAFO as alleged in Paragraph 7 of the Proof of Claim.

Without limiting any discharge, release, or injunction afforded as a result of orders or actions of the Bankruptcy Court, the covenants not to sue and exceptions thereto above shall also apply to Debtors' successors, assigns, employees, officers, and directors but only to the extent that the alleged liability of such successor, assign, employee, officer, or director is based upon its respective status as a successor, assign, employee, officer, or director, and not to the extent that the alleged liability arose independently of the alleged liability of Debtors. Nothing in this paragraph abrogates or diminishes any discharge of the Debtors in connection with the Plan of Reorganization.

10. With regard to claims for contribution against the Debtors for matters addressed in this Settlement Agreement, the Debtors are entitled to such protection from contribution actions or claims as is provided by CERCLA Section 113(f)(2), 42 U.S.C. § 9613(f)(2). Nothing in this Settlement Agreement shall be construed to affect the allowance of claims pursuant to the Agreed Order Resolving Objection To Claim No. 3377 By Debtors, entered into between Debtors and certain claimants collectively referred to as the Malone Claimants, approved by the

Register. The United States reserves the right to withdraw or withhold its consent if the public comments regarding the Settlement Agreement disclose facts or considerations which indicate that the Settlement Agreement is inappropriate, or improper, or inadequate.

- 16. If this Settlement Agreement is not authorized and approved by the Bankruptcy Court, this Settlement Agreement shall be of no force and effect, whereupon nothing herein shall be deemed an admission of any fact or waiver of any right of either party with respect to the matters contained herein.
- 17. This Settlement Agreement represents the complete agreement of the parties hereto on the matters referred to herein and supersedes all prior agreements, understandings, promises and representations made by the parties hereto concerning the subject matter hereof. This Settlement Agreement may not be amended, modified or supplemented, in whole or in part, without the prior written consent of the parties hereto and the approval of the Bankruptcy Court.
- 18. The Bankruptcy Court has jurisdiction over the subject matter of this action and personal jurisdiction over the Parties. The Bankruptcy Court shall retain jurisdiction over the subject matter of this Settlement Agreement and over the Parties hereto for the duration of the performance of the terms and provisions of this Settlement Agreement for the purpose of enabling any of the Parties to apply to the Bankruptcy Court for such further order, direction, and relief as may be necessary or appropriate for the construction or interpretation of this Settlement Agreement or to effectuate or enforce compliance with its terms.

THE UNDERSIGNED PARTIES ENTER INTO THIS SETTLEMENT AGREEMENT

Date: 5/26/04

THOMAS V. SKINNER

Acting Assistant Administrator for Enforcement and Compliance Assurance U.S. Environmental Protection Agency 1200 Pennsylvania Avenue, N.W.

Washington, D.C. 20460

By:

THEODORE J. KIM

Attorney-Advisor

Office of Enforcement and Compliance

Assurance

U.S. Environmental Protection Agency 1200 Pennsylvania Avenue, N.W.

Washington, D.C. 20460

Chemical Recovery 0521 Depresents respondent

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

12/01/03 gout Ban Jalos referenced on page 14

In re:

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PHILIP SERVICES CORPORATION, et. al.,

Jointly Admin. Under Case No. 03-37718-H2-11

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Debtors.

(Chapter 11)

DEBTORS' EXPEDITED SECOND MOTION FOR AN ORDER PURSUANT TO 11 U.S.C. § 1121(d) OF THE BANKRUPTCY CODE EXTENDING THE EXCLUSIVE PERIOD DURING WHICH DEBTORS MAY FILE A CHAPTER 11 PLAN AND THE PERIOD FOR SOLICITING ACCEPTANCES

A HEARING WILL BE CONDUCTED ON THIS MATTER ON DECEMBER 1, 2003 AT 2:00 P.M. IN COURTROOM 400, 515 RUSK AVENUE, HOUSTON, TEXAS. IF YOU OBJECT TO THE RELIEF REQUESTED, YOU MUST RESPOND IN WRITING SPECIFICALLY ANSWERING EACH PARAGRAPH OF THIS PLEADING. YOU MUST FILE YOUR RESPONSE WITH THE CLERK OF THE BANKRUPTCY COURT WITHIN TWENTY DAYS FROM THE DATE YOU WERE SERVED WITH THIS PLEADING UNLESS YOU DID NOT RECEIVE THIS NOTICE IN TIME TO DO SO. IN THAT SITUATION, FILE YOUR RESPONSE AS SOON AS POSSIBLE. IN ADDITION TO FILING YOUR RESPONSE WITH THE CLERK, YOU MUST GIVE A COPY OF YOUR RESPONSE TO THE PERSON WHO SENT YOU THE NOTICE; OTHERWISE, THE COURT MAY TREAT THE PLEADING AS UNOPPOSED AND GRANT THE RELIEF REQUESTED.

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

Philip Services Corporation ("Philip Services") and its affiliated debtors (collectively, the "Debtors"), as debtors-in-possession, file this Expedited Second Motion for An Order Pursuant to 11 U.S.C. § 1121(d) of the Bankruptcy Code Extending the Exclusive Period During Which Debtors May File a Chapter 11 Plan and the Period for Soliciting Acceptances (the "Motion") and, in support thereof, respectfully state as follows:

and disclosure statement (the "Disclosure Statement"). Further, they have gotten the main secured creditors and the Official Committee on board with the pending plan. Nevertheless, these large and complex cases are still dynamic and the Debtors require additional time to implement the Plan. An extension of the exclusive Periods will not prejudice any party in interest, but rather, will afford the Debtors the opportunity for the plan to become effective.

Since the Petition Date, the Debtors have labored consistently to assure their employees, customers and vendors that they will be able to meet their ongoing business commitments. To date, the Debtors have largely succeeded in these efforts. An extension of the Exclusive Periods will enable the Debtors to maintain that stability without any smaller constituency creditor proposing a plan which will cause confusion and distract management resources from the time otherwise spent on the business and the exit loan facility and other implementation.

## **JURISDICTION AND VENUE**

- 1. This Court has jurisdiction over these cases pursuant to 28 U.S.C. § 1334. This is a core proceeding under 28 U.S.C. § 157(b)(2)(A) and (O). The relief requested in the Motion is authorized under section 1121(d) of the Bankruptcy Code.
- 2. Venue of the Debtors' Chapter 11 cases is proper in this district pursuant to 28 U.S.C. § 1408(1) and (2).

#### **BACKGROUND**

- 3. On June 2, 2003 (the "Petition Date"), the Debtors filed voluntary petitions for relief under Chapter 11 of Title 11 of the United States Code, 11 U.S.C. §§ 101 et seq. (the "Bankruptcy Code"). These cases are jointly administered.
- 4. The Debtors continue to operate their businesses and manage their properties as debtors-in-possession pursuant to §§ 1107 and 1108 of the Bankruptcy Code.

- 9. The Debtors have been severely impacted by the general economic slowdown in the industrial sector and the Metal Services Group has been affected by periods of low scrap prices.
- 10. The Debtors' primary competitive strengths are: (i) a range of industrial services, (ii) a strong safety record and (iii) skilled and experienced employees. In addition, the Debtors have attempted to improve their profitability through key restructuring efforts. Notably, prior to the merging of the industrial and environmental groups in November 2002, the Industrial Outsourcing Group began the process of divesting a portion of their Project Services Division, which was highly affected by seasonal demand. The divestiture was completed on March 2, 2003, for approximately \$21 million. The working capital of the divested portion of approximately \$43 million was retained by the Debtors. As a result of the Project Services Division divestiture, the Debtors' overall business volatility has been reduced.
- 11. The Debtors' revolving loan agreement matured in April 2003 and while this loan was extended until June 2, 2003, no further prepetition financing was available.
- 12. The Debtors have a number of strong core businesses and intend to reorganize around those businesses which, together with rejection of certain burdensome contracts and leases and certain other operational improvements, is expected to be the basis for a viable reorganization plan in which most of the Debtors' existing secured debt is converted to equity.
- 13. The Debtors' consolidated revenues for calendar year 2002 were \$1.1 billion and their consolidated EBITDA for the year ended December 31, 2002 was \$48.3 million. As of the Petition Date, the Debtors employed approximately 5,500 full-time employees, approximately 500 of which are represented by unions.

sought approval of the Disclosure Statement from this Court, which approval was obtained on October 27, 2003. Subsequently, on October 10, 2003 and October 20, 2003, the Debtors filed their First Amended Plan of Reorganization and Disclosure Statement and their Second Amended Plan of Reorganization, respectively. These amendments addressed certain formal and informal objections that were raised in connection with the Debtors' original plan and disclosure statement. Currently, the confirmation hearing (the "Confirmation Hearing") is set to begin on November 24, 2003.

- 17. The Plan, as currently proposed, reflects the significant efforts of the Debtors and other parties in interest to stabilize the Debtors' businesses and enable the Debtors to emerge as stronger and healthier businesses. The Plan contemplates a substantial investment by the Debtors' plan sponsor, High River, and significant streamlining of the Debtors' businesses pursuant to the terms of the Investment Agreement with High River. As a result, the Debtors expect to emerge from Chapter 11 with improved operations and a sound business and capital structure. The Debtors believe that the efforts they have taken (and will continue to undertake) will return the most value for the creditors of these estates.
- 18. While the Debtors hope that the Plan will be confirmed at the Confirmation Hearing and will subsequently go into effect, as a precaution they are seeking to extend the Exclusive Periods in order to confirm the plan and let it go effective. The extension requested herein will ensure that the Debtors and other parties in interest will not be distracted by the filing of competing plans while they continue to work with their creditors to achieve what they hope to be a consensual reorganization. The Plan is also contingent upon approval by the Canadian chancellor and that will not occur until shortly after the confirmation order is entered in the U.S.

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<sup>(3)</sup> the debtor has not filed a plan that has been accepted, before 180 days after the date of the order for relief under this chapter, by each class of claims or interests that is impaired under the plan.

an effective plan of reorganization with creditors. See United Savings Ass'n of Texas v. Timbers of Inwood Forest Assocs., Ltd. (In re Timbers of Inwood Forest Assocs., Ltd.), 808 F.2d 363, 372 (5th Cir. 1987).

- 22. In determining whether a debtor has had an adequate opportunity to negotiate a chapter 11 plan, courts in the Fifth Circuit consider a variety of factors to assess the totality of the circumstances. These factors include:
  - (i) the size and complexity of the debtor's case;
  - (ii) the necessity of sufficient time to permit the debtor to negotiate a plan of reorganization and prepare adequate information;
  - (iii) the existence of good faith progress towards reorganization;
  - (iv) the debtor's prompt and timely payment of postpetition debts;
  - (v) whether the debtor has demonstrated reasonable prospects for filing a viable plan;
  - (vi) whether the debtor has made progress in negotiations with its creditors;
  - (vii) the amount of time which has elapsed in the case; and
  - (viii) a showing that the debtor is not seeking an extension of exclusivity in order to pressure creditors to submit to the debtor's reorganization demands.

See In re Express One Int'l, 194 B.R. 98, 100 (Bankr. E.D. Tex. 1996); see also In re Interco Inc., 137 B.R. 999, 1000 (Bankr. E.D. Mo. 1992). The Debtors respectfully submit that cause exists to extend the Exclusive Periods because each of the aforementioned factors are present in the Debtors' cases.

### A. THE DEBTORS' CASES ARE LARGE AND COMPLEX

23. The most common basis upon which courts grant an extension of the exclusive period is the size and complexity of the chapter 11 case. See, e.g., Express One Int'l, 194 B.R. at

25. The aforementioned factors contribute to the complexity of the Debtor's cases. The sheer size and complexity of the Debtors' chapter 11 cases *alone* constitutes sufficient cause to extend the Exclusive Periods. Indisputably, the Debtors' cases are of the size and complexity that Congress and the courts have envisioned and recognized as warranting an extension of the Exclusive Periods.

# B. THE DEBTORS REQUIRE ADDITIONAL TIME TO IMPLEMENT A PLAN OF REORGANIZATION AND PREPARE ADEQUATE INFORMATION

26. The Debtors have been moving aggressively towards a consensual reorganization since the Petition Date and are now at a critical juncture in these chapter 11 cases. The Debtors have determined to emerge from Chapter 11 with the support of their plan sponsor, High River. However, before High River is obligated to commit to assisting the Debtors, the Debtors must first meet certain criteria set forth in the Investment Agreement, including elimination of certain union contracts, reduction of labor costs, and satisfying target numbers for cure costs and administrative claims.

## C. THE DEBTORS HAVE MADE GOOD FAITH PROGRESS TOWARDS REORGANIZATION

- After strenuous negotiations, the Debtors finally negotiated a DIP financing facility with an affiliate of Carl Icahn. The DIP Facility consists of a \$35 million DIP financing facility that is made under the existing senior revolving facility and has a term through the effective date of the Plan (or an earlier maturity under certain circumstances set forth therein). The Debtors have also received approval of the Investment Agreement between the Debtors and High River which sets forth the specific terms of the investment proposal by High River.
- 28. In addition, in the past six months, the Debtors have implemented programs and procured relief from this Court which have enabled them to move productively towards reorganization. The Debtors have, among other things:

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analyzing preferential transfers that may have been made by the Debtors and, importantly, meeting targets and conditions set forth in the Investment Agreement.

# D. THE DEBTORS ARE MAKING PROMPT AND TIMELY PAYMENT OF THEIR POSTPETITION DEBTS

29. Courts considering an extension of a debtor's exclusive period may also assess the debtor's liquidity and solvency. See Grotheus v. P.A.G., Inc. (In re Southwest Oil Co. of Jourdanton, Inc.), 84 B.R. 448, 451 (Bankr. W.D. Tex. 1987). The Debtors have sufficient liquidity and are paying their postpetition obligations as they become due and payable. This is unlikely to change given the Court's approval of the Debtors' DIP facility.

# E. THE DEBTORS HAVE DEMONSTRATED REASONABLE PROSPECTS FOR FILING A VIABLE PLAN

30. The Debtors have already filed a plan and disclosure statement and continue to refine and negotiate points that have been raised by creditors or other parties in interest. The Debtors have not received any objections which they believe to be insurmountable or which they believe will be able to successfully block confirmation. Accordingly, the Debtors submit that they have demonstrated a reasonable prospect for filing a viable plan.

### F. THE DEBTORS HAVE MADE PROGRESS IN NEGOTIATIONS WITH THEIR CREDITORS

31. The Debtors have shared extensive information with various parties, including projections and budgets, which are key to evaluating any reorganization scenario that would serve as the basis for the plan. The Debtors have also shared the results of their analysis of Foothill's claims and security interests, along with other documents necessary for such analysis so that the Committee may begin its own review of Foothill's liens. The Investment Agreement, which also has been shared extensively, establishes how the lenders will be treated under the Plan. The Debtors have worked diligently towards securing an exit strategy, as evidenced by the

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- H. THE DEBTORS ARE NOT SEEKING AN EXTENSION OF THE EXCLUSIVITY PERIODS IN ORDER TO PRESSURE CREDITORS TO SUBMIT TO THE DEBTORS' REORGANIZATION DEMANDS
- 33. The Debtors believe that the requested extension is reasonable given the Debtors' progress to date and the current posture of these chapter 11 cases. The Debtors are not seeking the extensions to delay the reorganization or to pressure creditors to accede to a plan that is unsatisfactory to them. To the contrary, the Debtors are seeking an extension in order to implement a plan which is now supported by the key constituencies.

## **CONCLUSION**

WHEREFORE, the Debtors respectfully request that the Exclusive Periods be extended to and including February 28, 2004, and that the Debtors be granted such other and further relief as is just and proper.

Respectfully submitted this 20th day of November 2003.

/s/ Robert E. Richards

John F. Higgins (TX Bar No. 09597500)
James Matthew Vaughn (TX Bar No. 24028088)
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mvaughn@porterhedges.com

- and -

### CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing Motion was served by first class United States Mail, postage prepaid, on the 20<sup>th</sup> day of November, 2003, to the parties listed on the attached Exhibit "1", which consists of:

- a. The United States Trustee;
- b. Any trustee appointed in this case;
- c. The official committee of unsecured creditors;
- d. Governmental agencies identified in Fed. R. Bankr. P. 2002(j);
- e. The Revolving Facility Lenders and their Counsel;
- f. The Term and PIK Note Lenders and their Counsel:
- g. The fifty largest unsecured creditors of the Debtors, collectively;
- h. The entity against whom relief is sought and its counsel, if known;
- i. Parties claiming an interest in the affected property or whose interests are directly affected by the Motion;
- j. Entities requesting notice under Fed. R. Bankr. P. 2002; and
- k. All entities on whom the Court has ordered notice.

/s/ Robert E. Richards

Robert E. Richards

ORDERED that, pursuant to section 1121(d) of the Bankruptcy Code, the Debtors' Solicitation Period in which to solicit acceptance of their chapter 11 plan is extended to and including February 28, 2004; it is further

ORDERED that the extensions of the Exclusive Periods granted herein are without prejudice to such further requests that may be made pursuant to section 1121(d) of the Bankruptcy Code by the Debtors, for cause shown, upon notice and a hearing; and it is further

ORDERED that this Court shall retain jurisdiction with respect to all matters arising from and/or related to the implementation of this Order.

Signed this 1st day of December 2003.

UNITED STATES BANKRUPTCY JUDGE

file

## JOURNAL VOUCHER

J.V. NO. <u>0505SV072</u> DATE <u>04/11/2005</u>

REFERENCE	EXPLANATION	DEBIT	CREDIT
68-20X8145	We wish to writeoff the remaining	1349	531P
0521 of 05334TC001 TR2B	balance for interest Chemical Recovery. The amount is \$58.58. It will cost more to try and collect it than the actual amount we can collect.	58.58	58.58
Chemical recovery			
		.a.	
·	APPROVED  APR 1.1 2005		
	APR 1.1 2005		
	APR 1.1 2005 Freder K. Howard		
	the same of the sa	58.58	1

PREPARED BY: Irene Walanka

APPROVED BY: Cyprian

TITLE: Financial Specialist

TITLE: Regional Comptroller

DATE: <u>04/11/2005</u>

DATE: 4/11/05